

DEFENDANTS, CHIAN SPIRIT MARITIME ENTERPRISES, INC. AND VENETICO MARINE, S.A.'s, OBJECTIONS AND REQUEST FOR PRETRIAL RULINGS AS TO THE ADMISSIBILITY OF THE FOLLOWING PORTIONS OF THE RULE 15 DEPOSITION TESTIMONY OF PAUL TUDOR.

COME NOW, moving defendants, Venetico Marine, S.A. ("Venetico") and Chian Spirit Maritime Enterprises, Inc. ("CSME")(collectively, "Moving Defendants"), who respectfully request that this Honorable Court consider and rule, before the voir dire of the jury panel, and out of the presence and hearing of the jury panel, as to the admissibility of the following Rule 15 deposition testimony by Paul Tudor, which the Government has stated it will seek to introduce at trial.¹

Specifically, Moving Defendants object to the admissibility of the following deposition testimony by Paul Tudor, the "electrician" from the M/V IRENE E., on the following grounds. For the Court's ready reference, a correct and true copy of the transcript of the Rule 15 deposition of Mr. Tudor, conducted at the office of the United

¹ For the Court's ready reference, Moving Defendants advise that in order to facilitate the deposition process, counsel for all parties agreed to expressly reserve making objections during the examination.

Filed 11/08/2006

United States Attorney, 700 Nemours Building, 1007 Orange Street, Wilmington, Delaware, on Friday, July 14, 2006, is attached hereto as Exhibit "A".

Paul Tudor (Electrician)

Moving Defendants respectfully submit that during the Rule 15 deposition examination, Mr. Tudor, the electrician on board the M/V IRENE E.M. clearly, concisely and unambiguously testified, in sum and substance, that he is not a licensed marine engineer; did not have any responsibilities relating to the use, operation and/or maintenance of any engine room equipment; is not authorized or qualified to operate the oily water separation equipment; is not authorized or qualified to maintain the oily water separation system; is not authorized or qualified to make any repairs to the oily water separation system. See Exhibit "A," Transcript at Page 36/line 22 through Page 37/line 20; Page 57/line 5 through Page 58/line21; and page 66/line 20 through Page 67/line 17.

In view of the foregoing, Moving Defendants object to the introduction of the following testimony, as it lacks sufficient foundation; calls for speculation; calls for strictly inadmissible hearsay responses; assumes facts not in evidence and, if admitted, would be unfairly prejudicial, confusing and otherwise misleading to the trier of fact:

> Page 22/lines 15-18; and Page 88/lines 10 -16.

Additionally, Moving Defendants object to the following testimony on the following grounds:

> Page 19/lines 2-13 (relevance); and Page 69/lines 1 – Page 70/line 6 (relevance).

CONCLUSION

For the reasons more fully set forth above, Moving Defendants respectfully request that this Honorable Court issue an Order:

- (1) Granting Moving Defendants' application to exclude, either in its entirety or to the extent the Court finds just and proper, the foregoing objectionable portions of the Rule 15 deposition testimony for the reasons more fully set forth above; and
- (2) For any and all such other and further relief which the Court deems to be just and proper under the specific circumstances of this matter.

Respectfully submitted,

By: George M. Chalos

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CERTIFICATE OF SERVICE

I do hereby certify that, on this <u>6th day of November 2006</u>, I have served a copy of the foregoing pleading on counsel for all parties to this proceeding, by Email and by mailing the same by United States mail, properly addressed, and first-class postage prepaid to the following:

United States Department of Justice U.S. Attorney's Office Nemours Building 1007 N. Orange Street, Suite 700 Wilmington, Delaware 19801 Attn: Edmond Falgowski, Esq.

United States Department of Justice Environmental Crimes Section P.O. Box 23985 L'Enfant Plaza Street Washington, D.C. 20026 Attn: Gregory Linsin, Esq. Jeffrey Phillips, Esq. Tracy Katz, Esq.

Respectfully submitted,

By: George M. Chalos

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EXHIBIT A

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,

Plaintiff, :

vs.

:No. 1:06-CR-00076-GMS-2

CHIAN SPIRIT MARITIME
ENTERPRISES, INC., VENETICO
MARINE S.A. IRENE E/M,
EVANGELOS MADIAS, CHRISTOS
PAGONES, ADRIEN DRAGOMIR,

Defendants. :

Deposition of PAUL TUDOR, taken pursuant to notice in the offices of the United States Department of Justice, 700 Nemours Building, 1007 North Orange Street, Wilmington, Delaware, on Friday, July 14, 2006, at 10:36 a.m., before Lorraine B. Marino, Registered Diplomate Reporter and Notary Public.

CORBETT & WILCOX

230 North Market Street

Wilmington, Delaware 19801

(302) 571-0510

2 (Pages 2 to 5)

	· · · · · · · · · · · · · · · · · · ·		
	Page 2		Page 4
1 2	APPEARANCES:	1	responsibility today is to just interpret what he
22	MARK W. KOTILA, ESQ. JEFFREY L. PHILLIPS, ESQ.	2	•
3	United States Department of Justice Environmental Crimes Section	3	
4	P.O. Box 23985 - L'Enfant Plaza	4	is just whatever he says, you tell us, and whatever
5	Washington, DC 20026-3985 for Plaintiff	5	the questioner said, you tell him.
6	GEORGE M. CHALOS, ESQ. Fowler Rodriguez & Chalos	6	THE INTERPRETER: My question is if
7	366 Main Street Port Washington, NY 11050	7	you calculate the time from January 5 till from
8	for Defendants Chian Spirit and	8	December 5 until January 3.
9	Venetico Marine	9	THE WITNESS: (without interpreter) If
10	CARL R. WOODWARD, III, ESQ. Carella, Byrne, Bain, Gilfillan,	10	
	Cecchi, Stewart & Olstein	11	with the ship
11	5 Becker Farm Road Roseland, NJ 07068-1739	12	MR. KOTILA: Hold on. You probably
12 13	for Defendant Dragomir MICHAEL K. TWERSKY, ESQ.	13	have to speak through the interpreter so we are
	Montgomery, McCracken, Walker &	14	consistent.
14	Rhoads LLP 123 South Broad Street	15	THE WITNESS: Do I have to count the
15	Philadelphia, PA 19109 for the Witness	16	period that I was in anchor, from December 5 through
16		17	January?
17	ALSO PRESENT:	18	BY MR. KOTILA;
18	ADRIEN DRAGOMIR LIVIU-LEE ROTH	19	Q. Correct. I am just saying from
19	TRACY I. KATZ	20	December 5 to now you have been in the United States
	JASON F BURGESS BRENT S. McKNIGHT	21	correct?
20	MICHELLE N. FERRERI CARA GOELLER	22	
21 22	PRESTON SATCHELL	23	
23		24	Q. Now, where are you from?
24			A. (without interpreter) I am from
	Page 3		Page 5
1	NADIA SHARON, having been first duly	1	Romania.
2	sworn as the interpreter, translated as follows:	2	Q. And how old are you?
3	PAUL TUDOR, having been first duly	3	A. (without interpreter) Forty-six.
. 4	sworn, was examined and testified at times through the	4	Q. Could you tell us where you live in
.5	interpreter as follows:	5	Romania?
6	DIRECT EXAMINATION	6	A. Medgidia, M-E-G-I-D-E-A.
7	BY MR. KOTILA:	7	Q. Do you have an address there?
. 8	Q. Good morning, Mr. Tudor.	8	A. Yes.
9	A. Good morning.	9	Q. What is it?
10	Q. My name is Mark Kotila, and I am with	10	A. Podgorilor P-O-D-G-O-R-I-L-O-R
	the United States Department of Justice. And we have	11	Street. The number of the street is 30. 30
12	met several times in the past; correct?	12	Podgorilor.
12 13	met several times in the past; correct? A. (without interpreter) Yes.	12 13	Podgorilor. Q. Could you tell us what is your
12 13 14	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You		•
12 13 14 15	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct?	13	Q. Could you tell us what is your
12 13 14 15	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes.	13 14	Q. Could you tell us what is your occupation?
12 13 14 15 16	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes. Q. Could you tell us where — how long	13 14 15	Q. Could you tell us what is your occupation? A. I am an electrician.
12 13 14 15 16 17 18	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes.	13 14 15 16	 Q. Could you tell us what is your occupation? A. I am an electrician. Q. How long have you been an electrician? A. (without interpreter) More than 27.
12 13 14 15 16	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes. Q. Could you tell us where — how long	13 14 15 16 17	 Q. Could you tell us what is your occupation? A. I am an electrician. Q. How long have you been an electrician? A. (without interpreter) More than 27.
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12 13 14 15 16 17 18	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes. Q. Could you tell us where — how long have you been in the United States now? (Discussion between witness and	13 14 15 16 17 18 19	Q. Could you tell us what is your occupation? A. I am an electrician. Q. How long have you been an electrician? A. (without interpreter) More than 27. Q. Twenty-seven years? A. Yes. Q. How much education have you had?
12 13 14 15 16 17 18 19 20 21	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes. Q. Could you tell us where — how long have you been in the United States now? (Discussion between witness and interpreter.) MR. CHALOS: One second. I would like	13 14 15 16 17 18 19 20 21	Q. Could you tell us what is your occupation? A. I am an electrician. Q. How long have you been an electrician? A. (without interpreter) More than 27. Q. Twenty-seven years? A. Yes. Q. How much education have you had? A. Altogether, because I have other
12 13 14 15 16 17 18 19 20 21 22	met several times in the past; correct? A. (without interpreter) Yes. Q. We have interviewed you. You testified at a prior proceeding; correct? A. (without interpreter) Yes. Q. Could you tell us where — how long have you been in the United States now? (Discussion between witness and interpreter.)	13 14 15 16 17 18 19 20	Q. Could you tell us what is your occupation? A. I am an electrician. Q. How long have you been an electrician? A. (without interpreter) More than 27. Q. Twenty-seven years? A. Yes. Q. How much education have you had?

3 (Pages 6 to 9)

Page 6 1 Q. How did you learn to be an 2 electrician? 3 A. I learned in school. 4 Q. How long did you go to school? 5 A. Four years. Now, as an electrician, 7 what kind of businesses have you worked in? 6 A. Only on the sea. 9 Q. Only on vessels? 10 A. Yes. A period of time also in the 21 army, but also in the 31 army, but also in the 32 man, work did you do on 4. Yes. A period of time also in the 31 army, but also in the 32 man, work did you do on 4. Yes. A period of time also in the 31 army, but also in the 32 man, work did you do on 4. Yes. A period of time also in the 32 man, work did you do on 4. Yes. A period of time also in the 32 man, work did you do on 4. Yes. A period of time also in the 32 man, work did you do on 4. Yes. A period of time also in the 32 man, work did you do on 4. Yes. A period of time also in the 32 man, work did you do on 4. Yes. A (without interpreter) Nary. 12 man, work did you do on 52 man, work did you do on 6. Old water separators? 12 man, work did you do on 6. Old water separators? 13 man, work did you do on 6. Old water separators? 14 man, work did you do on 6. Old water separators? 15 don't have the permission to go to 1. The WINNESS: Yes. 15 man, work did you do on 6. Old water separators? 16 man, work did you do on 6. Old water separators? 17 man, work did you do on 6. Old water separators? 18 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did you do on 6. Old water separators? 19 man, work did yo		1		,		o (rages 6 to 9
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5 A. Four years. Now, as an electrician, 7 what kind of businesses have you worked in? 8 A. Only on the sea. 9 Q. Only on vessels? 10 A. Yes. A period of time also in the 11 army, but also in the same domain. 12 Q. Which army? 13 A. (without interpreter) Navy. 14 Q. Romanian Navy? 15 A. (without interpreter) Yes. 16 Q. What kind of work have you done in 17 vessels generally? 18 A. Maintenance and repairs. 19 Q. All electrical maintenance and 20 repairs? 21 A. Yes. 22 Q. And have you worked with oily water 23 scparators? 24 A. I diidn't function. I didn't work 25 Separator. 26 Q. What does that mean? 3 A. I wasm't the person to function the 4 separator. 5 Q. So you are not skilled with the 5 separator. 6 M. I am not able to do it. 7 Q. So what, if any, work did you do on answered. 11 amswerd. 11 I don't have the permission to go to. 15 I don't have the permission to go to. 16 BYMR. KOTILA: 17 Q. Okay. So there is an electrical part 18 of an oily water separator and an electronic spart? 19 A. Yes. 21 A. Yes. 22 Q. And have you worked with oily water 23 scparators? 24 A. I diidn't function. I didn't work 25 Page 7 26 What does that mean? 27 A. I have experience, but I didn't 28 operate this. 9 Q. All right. You did not operate them? 10 A. Yes. 11 Q. But you know how they work? 12 A. Yes. 13 Q. What do oily water separators do? 14 MR. KOTILA: 15 Idon't have the permission to go to. 16 BYMR. KOTILA: 17 Q. Okay. So there is an electrical part 18 of an oily water separator and an electronics part? 19 A. Yes, sir. Yes. 20 Q. Now, what is the part affiliated with 21 the electrical part? Tell us what you are talking 22 about. 23 A. They are pumps. They are the electric 24 panel, that they have a contact with them, relays, al 25 A. (without interpreter) Solenoid. 26 Q. How do you spell that? 27 A. Solenoid valves. 28 C. What do oily water separators do? 39 A. What do oily water separators do? 40 Q. So those kind of times you did. 41 Q. Solenoid valves. 42 Q. Okay. That part of the oily water separator you were able to wor		3	A. I learned in school.	3		
5 A. Four years. 6 Q. Four years. Now, as an electrician, 7 what kind of businesses have you worked in? 8 A. Only on the sea. 9 Q. Only on vessels? 10 A. Yes. A period of time also in the 11 army, but also in the same domain. 12 Q. Which army? 13 A. (without interpreter) Navy. 14 Q. Romanian Navy? 15 A. (without interpreter) Yes. 16 Q. What kind of work have you done in 17 vessels generally? 18 A. A Maintenance and repairs. 19 Q. All electrical maintenance and 20 repairs? 21 A. Yes. 22 Q. And have you worked with oily water 23 separators? 24 A. I didn't function. I didn't work 25 A. I wasn't the person to function the 4 separator. 5 Q. So you are not skilled with the 5 separator? 6 Q. What does that mean? 10 A. Yes. 11 Q. But you know how they work? 12 A. Yes. 13 Q. What do oily water separators do? 14 MR. CHALOS: Objection; asked and 15 dam of the electrical domain. There I repair an maintain. But there is an electronic part of it that 16 dam not going to give you speaking objections, but 1 noted for the record. 18 BY MR. KOTILA: 19 Q. Okay. So there is an electrical part 10 A. Yes. 21 A. Yes. 22 Q. And have you worked with oily water 22 about. 23 A. They are pumps. They are the electric 24 panel, that they have a contact with them, relays, all the buttons, all the interruptors, all the commuters, all kinds of electric obbbins. They are 3 electromagnetic valves. 4 Q. So those kind of times you did.— 5 A. (without interpreter) Separators of Page 9 1 the buttons, all the interruptors, all the commuters, all kinds of electric bobbins. They are 3 electronic gametric valves. 4 Q. So those kind of times you did.— 5 A. (without interpreter) Yes. 5 A. (without interpreter) Yes. 6 Q. How do you spell that? 7 A. Solenoid valves. 8 THE INTERPRETER: Solenoid. 9 Q. What do oily water separators do? 10 MR. WOODWARD: S-O-L-E-N-O-I-D, MR. WOODWARD: S-O-L-E-N-O-I-D, MR. WOODWARD: S-O-L-E-N-O-I-D, MR. Woodward are you referring to as the electronic part of an oily water separator? 2 A. Yes. 2 Q. Many times? 2 Q. What - Q. Now,		4	Q. How long did you go to school?	4	, Q.	Have you ever made repairs to oily
6 Q. Four years, Now, as an electrician, 7 what kind of businesses have you worked in? 8 A. Only on the sea. 9 Q. Only on vessels? 10 A. Yes, A period of time also in the 11 army, but also in the same domain. 12 Q. Which army? 13 A. (without interpreter) Navy. 14 Q. Romanian Navy? 15 A. (without interpreter) Yes. 16 Q. What kind of work have you done in 17 vessels generally? 18 A. Maintenance and repairs. 19 Q. All electrical maintenance and 20 repairs? 21 A. Yes, 22 Q. And have you worked with oily water 23 separators? 4 A. I didn't function. I didn't work 24 A. I didn't function. I didn't work 25 separators? 7 A. I have experience, but I didn't 8 operate this. 9 Q. All right. You did not operate them? 10 A. Yes. 11 Q. So what, if any, work did you do on 8 olivater separators? 9 MR. CHALOS: Objection; asked and answerd. 11 MR. KOTILA: You can answer. 11 Ind minimum. There is an electronic part of it that 12 Ind in there is an electronic part of it that 14 don't have the permission to go to. 16 BYMR. KOTILA: 17 Q. Okay. So there is an electronic part? 19 Q. All electrical maintenance and 10 repairs? 20 Q. Now, what is the permission to go to. 18 BYMR. KOTILA: 19 Q. What does that mean? 20 Q. Now, what is the part affiliated with 21 the electrical part? Tell us what you are talking 22 about. 23 Separators? 24 A. I didn't function the 25 separator? 26 Q. What does that mean? 27 A. I have experience, but I didn't 28 operate this. 29 Q. All right. You did not operate them? 20 Q. What do oily water separators do? 21 A. Yes. 22 Q. What do oily water separators do? 23 A. They are pumps. They are the electric 24 panel, that they have a contact with them, relays, all 25 electromagnetic valves. 26 Q. Onwo, what is the part affiliated with 27 A. (without interpreter) Solenoid. 28 A. (without interpreter) Solenoid. 39 Q. What do oily water separators do? 40 Q. So those kind of times you did - 50 Q. What do oily water separators do? 61 Q. Hill you be proved by one path that they have a contact with them, relays, all with th		5	- · · ·	5	-	= -
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2 Q. What does that mean? 3 A. I wasn't the person to function the 4 separator. 5 Q. So you are not skilled with the 5 separator? 7 A. I have experience, but I didn't 8 operate this. 9 Q. All right. You did not operate them? 10 A. Yes. 11 Q. But you know how they work? 12 A. Yes. 13 Q. What do oily water separators do? 14 MR. CHALOS: Objection. There is no 15 foundation. The guy said he doesn't work with it. 16 am not going to give you speaking objections, but 17 noted for the record. 18 BY MR. KOTILA: 19 Q. You are familiar with oily water 20 separators? 21 A. Yes. 22 Q. You have not operated them; correct? 23 A. Correct. 2 all kinds of electric bobbins. They are electromagnetic valves. 4 Q. So those kind of times you did 5 A. (without interpreter) Solenoid valves. 6 Q. How do you spell that? 7 A. Solenoid valves. 8 THE INTERPRETER: Solenoid. MR. WOODWARD: S-O-L-E-N-O-I-D, solenoid. 11 BY MR. KOTILA: 12 Q. Okay. That part of the oily water separator you were able to work with? 14 A. Yes. 15 Q. Repairs made? 16 A. Yes. 17 Q. Many times? 18 A. Whenever was the necessity. 19 Q. You are familiar with oily water 20 separators? 21 A. Yes. 22 Q. Now, what are you referring to as the electromagnetic valves. 2 all kinds of electric bobbins. They are electromagnetic valves. 4 Q. So those kind of times you did 6 Q. How do you spell that? 7 A. Solenoid valves. 8 THE INTERPRETER: Solenoid. MR. WOODWARD: S-O-L-E-N-O-I-D, solenoid. 11 BY MR. KOTILA: 12 Q. Okay. That part of the oily water separator you were able to work with? 14 A. Yes. 15 Q. Repairs made? 16 A. Yes. 17 Q. Many times? 18 A. Whenever was the necessity. 19 Q. What 20 Sot not detric byou did 20 Now, what are you referring to as the electronics part of an oily water separator? 23 A. The analyzer.	1					rage 5
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17 noted for the record. 18 BY MR. KOTILA: 19 Q. You are familiar with oily water 20 separators? 21 A. Yes. 22 Q. You have not operated them; correct? 23 A. Correct. 17 Q. Many times? 18 A. Whenever was the necessity. 19 Q. What 20 A. In other vessels, yes. 21 Q. Now, what are you referring to as the 22 electronics part of an oily water separator? 23 A. The analyzer.		2 3 4 5 6 7 8 9 10 11 12 13 14	effectively with it. Q. What does that mean? A. I wasn't the person to function the separator. Q. So you are not skilled with the separator? A. I have experience, but I didn't operate this. Q. All right. You did not operate them? A. Yes. Q. But you know how they work? A. Yes. Q. What do oily water separators do? MR. CHALOS: Objection. There is no foundation. The guy said he doesn't work with it.	3 4 5 6 7 8 9 10 11 12 13 14	all kinds of electromass Q. A. Q. A. Solenoid. BY MR. K. Q. separator y. A.	s, all the interruptors, all the commuters, f electric bobbins. They are gnetic valves. So those kind of times you did (without interpreter) Solenoid valves. How do you spell that? Solenoid valves. THE INTERPRETER: Solenoid. MR. WOODWARD: S-O-L-E-N-O-I-D, OTILA: Okay. That part of the oily water you were able to work with? Yes.
18 BY MR. KOTILA: 19 Q. You are familiar with oily water 20 separators? 21 A. Yes. 22 Q. You have not operated them; correct? 23 A. Correct. 18 A. Whenever was the necessity. 19 Q. What 20 A. In other vessels, yes. 21 Q. Now, what are you referring to as the 22 electronics part of an oily water separator? 23 A. The analyzer.		2 3 4 5 6 7 8 9 10 11 12 13 14 15	effectively with it. Q. What does that mean? A. I wasn't the person to function the separator. Q. So you are not skilled with the separator? A. I have experience, but I didn't operate this. Q. All right. You did not operate them? A. Yes. Q. But you know how they work? A. Yes. Q. What do oily water separators do? MR. CHALOS: Objection. There is no foundation. The guy said he doesn't work with it.	3 4 5 6 7 8 9 10 11 12 13 14 15	all kinds of electromass Q. A. Q. A. Solenoid. BY MR. K. Q. Separator y. A. Q.	s, all the interruptors, all the commuters, f electric bobbins. They are gnetic valves. So those kind of times you did (without interpreter) Solenoid valves. How do you spell that? Solenoid valves. THE INTERPRETER: Solenoid. MR. WOODWARD: S-O-L-E-N-O-I-D, OTILA: Okay. That part of the oily water you were able to work with? Yes. Repairs made?
19 Q. You are familiar with oily water 20 separators? 21 A. Yes. 22 Q. You have not operated them; correct? 23 A. Correct. 29 Q. What 20 A. In other vessels, yes. 21 Q. Now, what are you referring to as the 22 electronics part of an oily water separator? 23 A. The analyzer.		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	effectively with it. Q. What does that mean? A. I wasn't the person to function the separator. Q. So you are not skilled with the separator? A. I have experience, but I didn't operate this. Q. All right. You did not operate them? A. Yes. Q. But you know how they work? A. Yes. Q. What do oily water separators do? MR. CHALOS: Objection. There is no foundation. The guy said he doesn't work with it. I am not going to give you speaking objections, but	3 4 5 6 7 8 9 10 11 12 13 14 15 16	all kinds of electromass Q. A. Q. A. Q. A. solenoid. BY MR. K. Q. separator y. A. Q. A.	s, all the interruptors, all the commuters, f electric bobbins. They are gnetic valves. So those kind of times you did (without interpreter) Solenoid valves. How do you spell that? Solenoid valves. THE INTERPRETER: Solenoid. MR. WOODWARD: S-O-L-E-N-O-I-D, OTILA: Okay. That part of the oily water you were able to work with? Yes. Repairs made? Yes.
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4 (Pages 10 to 13)

İ	.P	age 10		•	Page 12
. 1	A. Yes. It is the same thing.		1	A.	The first person was guardian.
2	Q. Now, that part of the separator y	ou	2	Q.	Who?
3			3	À.	(without interpreter) No. Watchman.
4	A. No, because it is not possible to	be	4		THE INTERPRETER: The watchman.
- 5	repaired.		5		THE WITNESS: (without interpreter)
6	Q. Okay. If it is broke?		6	The gang	way watchman.
7			7		KOTILA:
. 8	——————————————————————————————————————	Parket and a second	8	Q.	Who was to be your supervisor on board
9			9	the Irene	
10	•	vessel	10	A.	The second mechanic, which was the
11	the Irene?		11	chief med	
.12	A. 24 May.	-	12	Q.	Is that also the same as the chief
13	Q. May 24?	į	13	engineer?	
14	A. 2005.		14	A.	
15	Q. How is it that you got that job?		15		Yes. Second engineer and chief
16	A. I took it from the former electric	i			are my supervisors on board.
17			16	Q.	Immediate supervisors?
	but the period was a short period, around fo	3	17	Α.	Yes.
18	hours. And I took over only the important	parts that	18	Q.	So the chief engineer and the second
19	were important for the vessel.		19		give you your jobs
.20	Q. Okay. Well, let's back up. Whe	re	20	Α.	Yes.
21	were you living in May of 2005?		21	Q.	and you do them?
22	A. I don't understand the question.		22		What was the name of the chief
23	Q. You boarded the Irene in May 2	005.	23	engineer	when you boarded the vessel?
24	A. Yes.		24	A.	Tomondong Bautista Gene.
	Po	age 11			Page 13
		1			
1	Q. Where were you prior to boarding	ig the	1	Q.	
1 2	Q. Where were you prior to boarding Irene?	ig the	1 2	-	Okay. Did you take a look at the oily
		g the		-	Okay. Did you take a look at the oily
2	Irene?	TO THE PARTY OF TH	2	water sepa	Okay. Did you take a look at the oily arator when you boarded the vessel in May or
2	Irene? A. In my town, Medgidia. Q. How were you contacted to get t	he job?	2	water sepa '05? A.	Okay. Did you take a look at the oily arator when you boarded the vessel in May o Yes. I looked at the separator along
2 3 4	Irene? A. In my town, Medgidia.	he job?	2 3 4	water sepa '05? A. with the e	Okay. Did you take a look at the oily arator when you boarded the vessel in May o Yes. I looked at the separator along lectrician that I took the job from.
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Page 14 Chrough interpreter) I looked at all 2 parts.				J (rages 14 to 17
2 comparison. 3 Q. All parts. What was the condition of the colly water separator? 5 A. I was told that it is not functioning 6 a long time. 7 Q. By who? 8 A. The former electrician that I took 9 over the job. 10 Q. Now, you looked at the parts or did 11 you do any testing at that time? 11 you do any testing at that time? 12 A. Yes. 13 Q. What did you do? 14 A. I put it in function. I regulated 15 to – (witout interpreter) Adjusted. 15 to – (witout interpreter) Adjusted to 16 (through interpreter) I adjusted to 17 the zero number. 18 Q. Okay. What happened? 19 A. It gave a false alarm in the sense 20 that the indicator of ppm didn't hold at the same 21 value with the clean water. I cannot say the value 22 that was there, the number that was there. 23 Q. Do you mean the ppm? 24 A. The ppm, yes. Page 17 1 Q. So you are putting plain water in? 2 A. Yes. About three times I did put in 3 water. 4 Q. And if the oily water separator is 5 working property, what should happen? 6 MR. CHALOS: Objection. 7 MR. WOODWARD: No foundation. 8 BY MR. KOTILA: 10 Q. You have tested oily water separators is 6 parators. 11 before? 12 MR. CHALOS: Objection. 13 BY MR. KOTILA: 14 Q. Did you? I believe you already testified that you are familiar with oily water separators. 15 MR. COHLA: No. 16 A. Yes. 17 A. Yes. 18 Q. How do you test them? 19 MR. CHALOS: Objection. 20 All right. So you did test it? 21 A. Yes, together with the previous asking him for a hypothetical? 22 MR. CHALOS: Objection. Are you asking him for a hypothetical? 23 Q. How have you tested them in the past? 24 Q. How do you test them? 25 A. Yes. 26 Py MR. KOITLA: 27 A. Yes. 28 BY MR. KOITLA: 28 Q. How do you test them? 39 MR. CHALOS: Objection. Are you asking him for a hypothetical? 39 Q. How have you tested them in the past? 30 Q. How have you tested them in the past? 31 A. The analyzer didn't work. It was an electronic part that you are not familiar with? 31 A. No, no, because I didn't have the water containers. 30 Q. I might be wrong, but I thought you asking him for		Page 14		Page 16
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18 Q. How do you test them? 19 MR. CHALOS: Objection. Are you 20 asking him for a hypothetical? 21 MR. KOTILA: No. 22 BY MR. KOTILA: 23 Q. How have you tested them in the past? 24 In the past? 25 Q. How have you tested them in the past? 26 What does that mean? 27 A. The analyzer didn't work. It was an delectronic problem that I don't recognize it. I don't know. 28 Q. The electronic part that you are not part that you are not 29 A. The electronic part that you are not 20 A. The electronic part that you are not 21 Know. 29 Q. The electronic part that you are not 21 Know.	, *			
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20 asking him for a hypothetical? 21 MR. KOTILA: No. 22 BY MR. KOTILA: 23 Q. How have you tested them in the past? 20 electronic problem that I don't recognize it. I don't reco				
21 MR. KOTILA: No. 22 BY MR. KOTILA: 23 Q. How have you tested them in the past? 21 know. 22 Q. The electronic part that you are not 23 familiar with?				· · · · · · · · · · · · · · · · · · ·
22 BY MR. KOTILA: 22 Q. The electronic part that you are not 23 Q. How have you tested them in the past? 23 familiar with?	51			_
Q. How have you tested them in the past? 23 familiar with?		1		
Y		<u>:</u>		
	2. How have you test	co mem m the past ().	۷3	raimmar with?
24 A. In the past on other vessels I had 24 A. Yes.	A. In the past on other	- !	2.4	A Vog

6 (Pages 18 to 21)

1	Page 18		Page 20
1	Q. It was not working?	1	A. I repeat the same test that I did two
2	A. Yes.	2	times before.
3	Q. When you discovered the oily water	3	Q. What were the results?
4	separator was not working, who did you tell?	4	A. Same.
5	MR. CHALOS: Objection. He never	5	Q. So what did you do? Let's slow it
6	testified the oily water separator wasn't working. He	6	down. Did you have walk us through it. What di
7	said the sensor wasn't working.	7	you do?
8	MR. KOTILA: Let me correct the	8	A. At the moment, at the moment that we
9	question.	9	got the new equipment oh. At the moment that th
10	BY MR. KOTILA:	10	new crew member came on the vessel, the Filipino
11	Q. When you discovered the oily water	11	person who came to the machine, to the engine
12	sensor was not working, who did you tell, if anybody?	12	department
13	MR. WOODWARD: Objection.	13	Q. The second engineer?
14	THE WITNESS: I did tell to the chief	14	A. Yes, he was the second engineer.
15	mechanic.	15	Q. Mr. Villano?
16	BY MR. KOTILA:	16	A. Yes.
17	Q. Tomondong?	17	Q. Okay.
18	· · · · · · · · · · · · · · · · · · ·	18	A. He had to get familiarized with all
19	Q. Tomondong?	19	the installation in the vessels; right?
20		20	When the time came that he had to the
21	Q. Let's go now to about October of '05.	21	person to get familiarized also the separators in the
22	Did a new chief engineer come on board?	22	vessel, I was part of everything that happened there.
23		23	I assisted him. I participated. I explained them the
.24		24	electrician part of the functioning of this part of
<u> </u>		<u></u>	
	Page 19		Page 21
1	A. Adrien Dragomir.	1	the vessel.
2	Q. Do you see him in this room today?	2	Q. What did you tell him?
.3	A. Yes.		
		3	A. How do we start the pump, the function
4	Q. And could you point him out?	3 4	A. How do we start the pump, the function that they have, either automatically or manually.
- 5	Q. And could you point him out?A. Yes, third man from here.	3	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water
- 5 6	Q. And could you point him out?A. Yes, third man from here.Q. In the jean vest, gray hair?	3 4 5 6	A. How do we start the pump, the function that they have, either automatically or manually.
5 6 7	Q. And could you point him out?A. Yes, third man from here.Q. In the jean vest, gray hair?A. Yes.	3 4 5 6 7	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator.
5 6 7 8	 Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? 	3 4 5 6 7 8	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again?
5 6 7 8 9	 Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). 	3 4 5 6 7 8 9	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On
5 6 7 8 9	 Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect 	3 4 5 6 7 8 9	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On
5 6 7 8 9 10 11	 Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, 	3 4 5 6 7 8 9 10	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On
5 6 7 8 9 10 11 12	 Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. 	3 4 5 6 7 8 9 10 11 12	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning
5 6 7 8 9 10 11 12 13	 Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: 	3 4 5 6 7 8 9 10	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it.
5 6 7 8 9 10 11 12 13 14	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator	3 4 5 6 7 8 9 10 11 12	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir?
5 6 7 8 9 10 11 12 13 14 15	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board,	3 4 5 6 7 8 9 10 11 12 13	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is
5 6 7 8 9 10 11 12 13 14 15 16	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir?	3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is also chief engineer?
5 6 7 8 9 10 11 12 13 14 15 16 17	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir? A. Not then. Later.	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is
5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir? A. Not then. Later. Q. When?	3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is also chief engineer?
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5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir? A. Not then. Later. Q. When?	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is also chief engineer? A. Chief engineer. Q. Okay. He ordered you to test it?
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir? A. Not then. Later. Q. When? A. In November 25.	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is also chief engineer? A. Chief engineer. Q. Okay. He ordered you to test it? A. Yes.
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir? A. Not then. Later. Q. When? A. In November 25. Q. What did you do that day?	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is also chief engineer? A. Chief engineer. Q. Okay. He ordered you to test it? A. Yes. Q. When?
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. And could you point him out? A. Yes, third man from here. Q. In the jean vest, gray hair? A. Yes. Q. Beard? A. He is there (indicating). MR. KOTILA: Let the record reflect that the witness has identified the chief engineer, Mr. Dragomir. BY MR. KOTILA: Q. Did you test the oily water separator again when the chief engineer was on board, Mr. Dragomir? A. Not then. Later. Q. When? A. In November 25. Q. What did you do that day? A. The same thing that I did previous	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. How do we start the pump, the function that they have, either automatically or manually. Q. This is all on the oily water separator? A. Yes. Yes, only on the separator. Q. Did you test the system again? A. Not then. This happened earlier. On the 25th I received an order from the chief mechanic to test it. Q. The chief mechanic, meaning Mr. Dragomir? A. Yes. Q. When you say chief mechanic, that is also chief engineer? A. Chief engineer. Q. Okay. He ordered you to test it? A. Yes. Q. When? A. The 24th or the 25th.

7 (Pages 22 to 25)

<u> </u>			7 (Pages 22 to 25)
	Page 22		Page 24
1	the second engineer get familiarized, but we didn't	1	Q. No. After you were done, did you tell
2		. 2	the chief engineer?
3	Q. I know. But when you did test it	3	MR. WOODWARD: Objection; leading.
4	A. On the 25th I tested. It was there	4	BY MR. KOTILA:
5	the second mechanic participated, the fourth mechanic	5	Q. Who, if anyone, did you speak to after
6		6	you tested it?
7	recall their names.	7	A. I didn't we didn't have to say
8	Q. What were the results of the testing?	8	anything because everyone was there.
9		9	Q. The chief engineer was there?
10	THE WITNESS: Same as before.	10	A. Yes. Yes. I considered I didn't have
11	BY MR. KOTILA:	11	to say to no one because everyone was there.
12	Q. Which is what?	12	Q. Including Mr. Dragomir?
13	A. It was a defect in the sensor, in the	13	A. Yes.
14	analyzer.	14	Q. Was there any point in time that you
15	Q. So it didn't work?	15	requested parts for the oily water separator to repair
16	A. No.	16	the electrical side?
17	MR. CHALOS: Objection.	17	A. No. I asked for a technician.
18	MR. WOODWARD: Objection; leading.	18	Q. You asked for a technician?
19	BY MR. KOTILA:	19	A. Yes.
20	Q. What was the condition of the machine?	20	Q. To repair what?
21	Was it old, new, rusty?	21	A. To come and repair the oil separator.
22	MR. CHALOS: Objection.	22	Q. How many times did you request a
23	BY MR. KOTILA:	23	technician?
24	Q. What was the condition of the oily	24	A. I reported to my chief. It wasn't in
	Page 23		Page 25
1	water separator?	1	
2	MR. WOODWARD: Objection. He is no	t 2	my capacity, you know, to say to the company. I just reported to my higher chief.
3	qualified as an expert to testify as to the condition	3	Q. Who would that be?
. 4	of the machine.	4.	A. Mr. Tomondong.
- 5	BY MR. KOTILA:	5	
6	Q. You are looking at a machine. What	6	Q. Did you ever report that to Mr. Dragomir?
7	does it look like?	7	- 12
8	A. I never saw it functioning, so I	, A	A. When Mr. Dragomir came aboard, he
9	cannot say.	. 9	received the report from his preceding chief mechanic. I was asked and I confirmed.
10	Q. It was never functioning?	10	Q. Did you ever have any further
11	MR. CHALOS: Objection.	11	discussions with this chief engineer about the oily
12	MR. WOODWARD: Objection.	12	water separator?
13	THE WITNESS: I never saw it	13	A. Yes, when I heard that we need to come
14	functioning.		to America.
15	BY MR. KOTILA:	15	Q. What did you talk about?
16	Q. What did it look like on the outside?	16	A. He was very scared at what may happen.
17.	Did it look new; what?	17	Q. What did he say to you?
18	A. It was rusted.	18	A. That the way the machine looks and it
19	MR. WOODWARD: I am sorry?		is and it will be a problem.
20	THE INTERPRETER: Rusted.	20	Q. The chief engineer says this?
21			Z. The emer engineer says uns!
~ -		21	A Ves
22	BY MR. KOTILA:	21 22	A. Yes. O Why would there he a problem? Did he
22	BY MR. KOTILA: Q. When you tested it with the second	22	Q. Why would there be a problem? Did he
	BY MR. KOTILA:	22	

8 (Pages 26 to 29)

8 (Pages 26 to 29)		
	Page 26		Page 28
1	THE WITNESS: No. No. He was scared.	1	Q. Of July?
. 2	This was the only manifestation.	-2	A. In July.
3	BY MR. KOTILA:	3	Q. Why just fix the alarm?
4	Q. What do you mean by that?	4	A. Because the bell that helped serve the
· 5	A. I mean he just the way he showed,	5	separator served also other objects in the vessels.
6	he is scared.	6	Q. I don't understand then.
7	Q. Scared about what?	7	A. It was a bell that served more, many
. 8	MR. WOODWARD: I am going to object.	8	other alarms in the vessel.
9	This calls for speculation.	. 9	Q. This was a bell on the oily water
10	BY MR. KOTILA:	10	separator?
11	Q. What I want you to do, the best you	11	A. Yes.
12	can, is tell us your discussions with the chief	12	Q. And you repaired that?
13	engineer, to the best of your memory, what he said	13	A. (without interpreter) Yes. But that
14	about being scared, if anything.	14	bell to serve also the burner boiler and expansion
15	A. The only discussion that we had, that	15	tanks, the supply pumps from burner boiler. It was
16	he said that we coming to America and we have problems	i .	many, many others which give alarm to this bell.
17	and he is scared that he knows that we are coming to	-17	Q. This one alarm?
1.8	America and we have problems on the vessel. This is	18	A. Yes.
.19	the only discussion I had with him.	19	Q. It served all these functions?
20	Q. Did he say problems with what?	20	A. (without interpreter) Yes. Not all.
21	MR. WOODWARD: Objection; leading.	21	Parts of them.
22	MR. CHALOS: Leading.	22	Q. But it is on the oily water separator,
23	BY MR. KOTILA:	23	this bell?
24	Q. What problems, if any, did he discuss?	24	A. (without interpreter) Yes.
		·	
	Page 27		Page 29
1	A. In reference to what? From my part	1	(through interpreter) The bell served
2	was the electrician part that I had problems.	2	the many other alarms in the vessels.
3	Q. With the oily water separator?	3	Q. Right. But also the oily water
4	A. The electrical part. Yes.	4	separator?
5	Q. Was there any part of the oily water	5	A. (withouth interpreter) Yes.
6	separator that you repaired?	6	Q. For the oily water separator, why only
7	A. Yes. Yes, the alarm.	7	fix the alarm for that?
8	Q. Now, what part of the oily water	8	A. It was necessary because the wire was
9	separator is the alarm? Is it the electrical part you		not in place there, so I had to fix it.
10	already discussed?	10	Q. When you come to ports, would anybody
.11	A. Electrical part.		test the oily water separator alarm
12	Q. Why did you fix the alarm?	12	MR. WOODWARD: Objection.
13	A. Yes.	13	MR. KOTILA: - in the port control?
14	Q. Did it work?	14	Were you familiar
15	A. Yes.	15	MR. WOODWARD: Objection.
16	Q. When did you fix it?	16	THE WITNESS: I didn't understand the
17	A. After first I tested more in May.	17	question.
18	July 1, this is when I detected that the alarm is	18	BY MR. KOTILA:
19	defective, so	19	Q. When you get to a port, have you ever
20	Q. In July?	20	seen
01	A. In Julý.	21	A. (without interpreter) Here in the
21	- ·		
21	Q. When did you fix it?	22	United States?
1	Q. When did you fix it?A. The second or the third day is when I	22 23	Q. Here, here in the United States,
22			•

9 (Pages 30 to 33)

			9 (Fayes 30 CO 33)
	Page 30		Page 32
1	before?	1	A. If the technician will came on the
2	A. The Coast Guard.	2	vessel, he will came with everything.
. 3	Q. What do they test? What have you seen	3	Q. Why did you request a technician?
4	them test?	. 4	A. Because it was a problem that wasn't
5	MR. CHALOS: Objection. When?	5	to my capacity, capability.
. 6	THE WITNESS: I wasn't there.	6	Q. And how often did you request a
7	BY MR. KOTILA:	7	technician?
8	Q. Oh, okay. Not in this case?	8	MR. CHALOS: Objection.
9	A. Yes.	9	MR. KOTILA: Answer the question.
10	Q. In other cases?	10	THE WITNESS: I asked for one time
11	MR. KOTILA: Give me a minute, guys.	11	from the to Mr. Tomondong.
12	THE WITNESS: The first time the Coast	12	BY MR. KOTILA:
13	Guard came in, I wasn't there. The second time I was		Q. How about Mr. Dragomir?
14	there when they came, the Coast Guard.	14	A. It wasn't necessary because another
15	BY MR. KOTILA:	15	person from the company part will do this. It was
16	Q. In the United States?	16	another person was aboard to do this.
17	A. Yes. Check it two times, but the	17	Q. Who?
18	first time I don't be there. The second time.	18	A. A person from the company. I don't
19	Q. Was it working when they tested it?	19	know his name.
20	A. No.	20	Q. Did you ever work with the second
21	Q. What was wrong with it?	21	you said you worked with the second engineer on th
22	MR. CHALOS: Objection.	22	oily water separator; correct?
23	THE WITNESS: The same thing.	23	A. Yes.
24	-	24	MR. CHALOS: Objection.
		<u> </u>	Mic. Circles. Objectou.
	Page 31		Page 33
1	BY MR. KOTILA:	1	BY MR. KOTILA:
2	Q. The same thing you tested?	2	Q. Well, did you ever work with him on
3	A. Yes.	3	the oily water separator?
4	Q. I asked you about spare parts that you	4	MR. CHALOS: Objection. What does
5	would request to do your job; right?	5	"work" mean?
6	A. Yes.	. 6	THE WITNESS: No.
. 7	Q. Did you ever make any requests	7	BY MR. KOTILA:
8	A. Yes.	8	Q. Only testing it?
9	Q of your company - of who? Who	9	A. Yes.
10	would you make the request to?	10	Q. Only testing it?A. Yes.Q. And at that time did you — and this was when? In October. No, November.
11	A. I made the list and I gave it to	11	was when? In October. No, November.
12	three times I made lists and I gave it to the chief	12	A. Yes.
13	mechanic, chief engineer.	13	Q. Did you repair the bell at that time
1.4	Q. What kind of information was on the	14	on the oily water separator?
15	list? What kind of parts?	15	A. No. This was in July.
16	A. For maintenance and repair.	16	Q. Back when you boarded the vessel back
17	Q. When was this?	1,7	in May of 2005 and you met with Tomondong; right
18	A. I don't recall. It was in three	18	MR. CHALOS: Objection.
19	different periods in every port and before each time	19	BY MR. KOTILA:
20	we get to a port.	20	Q who else from the company was on
21	Q. Did you ever ask for any parts for the	21	board the vessel?
22	oily water separator?	22	MR. CHALOS: Objection.
23	A. No. I ask only for a technician.	23	MR. KOTILA: You can answer the
	Q. Even for the electrical part?	24	question.
24	O. ISVOILIOI THE ELECTROAL DAIL!		

10 (Pages 34 to 37)

	1	
Page 34		Page 36
1 THE WITNESS: It was the DPA.	1 B	Y MR. KOTILA:
2 BY MR. KOTILA:	2	Q. And you never received a response?
3 Q. A what?	3	A. No.
4 A. DPA.	4	MR. KOTILA: Well, fellows, I think I
5 Q. What does DPA stand for?	5 an	m hold on.
6 A. Pitaolis, Mr. Pitaolis.	6	Thank you very much.
7 Q. Who is he; do you know?	7	THE WITNESS: (without interpreter)
8 A. (without interpreter) Yes. He is the	8 Y	ou are welcome.
9 DPA. The designated person ashore.	9	(Recess taken.)
10 Q. For the company?	10	(CSME Deposition Exhibit Nos. 1
11 A. For the company.	í	urough 7 were marked for identification.)
12 Q. Were the owners ever on board?	12	CROSS-EXAMINATION
13 A. Yes.	1	Y MR. CHALOS:
14 Q. Were they present when you spoke about	14 14	Q. Good morning, Mr. Tudor.
Q. Water may present when you spoke about		<u>-</u>
,	15	A. (without interpreter) Good morning.
	16	Q. My name is George Chalos, and I
17 spoke then I didn't spoke with no one about the		epresent the owner of the ship, Venetico Marine, and
18 separator.		te managers of the ship, Chian Spirit Maritime
19 (Recess taken.)	f	nterprises. And I would like to just ask you a few
20 BY MR. KOTILA:	•	uestions about your personal background and then get
Q. Mr. Tudor, we are just about finished,		to your experience on board the Irene. Okay?
22 and I just want to ask you again what we spoke a	22	Now, earlier today Mr. Kotila, on
23 lot about the oily water separator. What other items	23 b e	ehalf of the government, asked you some questions
24 on the ship did you work on that needed repair or	24 ab	oout what your job is. Did I understand correctly
Page 35		Page 37
1 parts?	1 th	nat you are a trained electrician?
2 MR. CHALOS: Objection; foundation.	2	A. Yes.
THE WITNESS: I had a problem that we	3	Q. And to become an electrician, you
4 came to the United States and they didn't resolve it		tended special training schools?
5 until we came to The States. It was the outlet, the	5	A. Yes.
6 outlets on the deck.	6	
7 BY MR. KOTILA:	•	
8 Q. And what was the problem with the		work as an electrician; correct? A. Yes.
9 outlets on the deck?	8	
10 A. They were either burned or rusted,		Q. And that's a license that you have to
11 rusty. They didn't have covers.		ualify for by training and experience; correct?
	11	A. Yes.
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	12	Q. Now, you are not a marine engineer by
1 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		aining, are you?
MR. CHALOS: Objection; relevance.	14	A. No.
THE WITNESS: For outlets I made the	15	Q. Okay. Just so the record is clear,
16 request separate.		ou are not a marine engineer by training, are you?
17 BY MR. KOTILA:	17	A. No, as an engineer, no.
18 Q. Did you receive any?	18	Q. And you don't have any experience
19 A. No.		iling on board ships as an engineer, do you?
20 MR. CHALOS: Objection; relevance.	20	A. Of course not.
21 BY MR. KOTILA:	21	Q. Okay. So it is fair to say that you
22 Q. Who did you make the request to?	22 as	an electrician on board a ship would have a
Q. Who did you make the request to? MR. CHALOS: Objection; relevance.		· · · · · · · · · · · · · · · · · · ·
7	23 co	an electrician on board a ship would have a ompletely different job than that of an engineer; orrect?

11 (Pages 38 to 41)

	11 (Pages 38 to 41
Page 38	Page 40
1 A. Of course. Of course.	1 in the room today, it is fair to say that all the
2 Q. I am sorry. Can you say your answer	2 other engineers the whole time you were on board th
3 again?	3 ship were Filipinos? Right?
4 A. Yes.	4 A. Yes.
5 Q. Okay. Thank you. Now, tell me, you	5 Q. And you don't speak Filipino, do you?
6 can speak basic English; correct?	6 A. No.
7 A. Yes.	7 Q. Nor do you speak any dialect that the
8 Q. But English is not your first	8 Filipinos may speak?
9 language?	9 A. No.
10 A. Yes.	10 Q. And none of the Filipinos spoke
11 Q. Yes, meaning it is not?	11 Romanian?
12 THE INTERPRETER: Meaning it is not.	12 A. No.
13 THE WITNESS: It is not.	13 Q. Now, is it fair to say that there was
14 BY MR. CHALOS:	14 some language barrier between the Romanians and the
15 Q. Now, how did you learn English?	15 Filipinos on board?
16 A. By myself.	A. Possibility. I don't know, because we
17 Q. Okay. So you self-taught yourself	17 understood each other. I understood them. Not
18 some basic English; is that right?	18 everyone I understood.
19 A. Yes.	19 Q. So you didn't understand everybody?
20 Q. Okay. And what is your first language	20 MR. KOTILA: Objection. That is not
21 or your natural language?	21 his answer.
22 * A. (without interpreter) Romanian.	22 THE INTERPRETER: No. This wasn't.
23 Q. And on board the ship were any of the	23 He said, "I was the one that I understood them. I
24 engineers Romanian?	24 don't know about others."
Page 39	Page 41
1 MR. KOTILA: Objection Can you	
1 MR. KOTILA: Objection. Can you	1 THE WITNESS: (through interpreter) On
2 clarify? What ship?	THE WITNESS: (through interpreter) On board was too many other people that they didn't
I	
2 clarify? What ship?	2 board was too many other people that they didn't
2 clarify? What ship? 3 BY MR. CHALOS:	board was too many other people that they didn'tunderstand them, the Philippine.
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS:
 2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May.	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene.
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene. correct?
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct?	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene correct? A. Yes.
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2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene; correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, wha language did you communicate with?
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians?	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, what language did you communicate with? A. English.
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians? 13 A. No.	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene; correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, wha language did you communicate with? A. English. Q. Okay. Now, let's go back to your duty
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians? 13 A. No. 14 Q. We heard some discussion earlier today	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene; correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, wha language did you communicate with? A. English. Q. Okay. Now, let's go back to your duty on board as the electrician. You would work when?
2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians? 13 A. No. 14 Q. We heard some discussion earlier today 15 about a guy name Tomondong. Was he a Romanian?	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, wha language did you communicate with? A. English. Q. Okay. Now, let's go back to your duty on board as the electrician. You would work when? A. From 7:00 a.m. till 6:00 p.m. daily.
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2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians? 13 A. No. 14 Q. We heard some discussion earlier today 15 about a guy name Tomondong. Was he a Romanian? 16 A. No. 17 Q. Did he speak Romanian?	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, what language did you communicate with? A. English. Q. Okay. Now, let's go back to your duty on board as the electrician. You would work when? A. From 7:00 a.m. till 6:00 p.m. daily. Q. Okay. So you worked during the day? A. Yes.
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2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians? 13 A. No. 14 Q. We heard some discussion earlier today 15 about a guy name Tomondong. Was he a Romanian? 16 A. No. 17 Q. Did he speak Romanian? 18 A. No. 19 Q. And English wasn't his first language	board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, wha language did you communicate with? A. English. Q. Okay. Now, let's go back to your duty on board as the electrician. You would work when? A. From 7:00 a.m. till 6:00 p.m. daily. Q. Okay. So you worked during the day? A. Yes. Q. All right. Now, let's talk about what you did to prepare to come here today. Now, you met
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2 clarify? What ship? 3 BY MR. CHALOS: 4 Q. Okay. Let me be more specific. You 5 were on board the Irene since October of 2005; right? 6 A. From May. 7 Q. Oh, right. Sorry. May. You joined 8 the ship in Poland; correct? 9 A. Yes. 10 Q. Now, at the time that you got on board 11 the ship in May of 2005, were any of the engineers 12 Romanians? 13 A. No. 14 Q. We heard some discussion earlier today 15 about a guy name Tomondong. Was he a Romanian? 16 A. No. 17 Q. Did he speak Romanian? 18 A. No. 19 Q. And English wasn't his first language 20 either, was it? 21 A. No, it wasn't his first language.	 board was too many other people that they didn't understand them, the Philippine. BY MR. CHALOS: Q. Okay. Now, as an electrician you would work certain hours each day on board the Irene; correct? A. Yes. Q. Oh, by the way, before I forget, when you said that you would understand the Filipinos, what language did you communicate with? A. English. Q. Okay. Now, let's go back to your duty on board as the electrician. You would work when? A. From 7:00 a.m. till 6:00 p.m. daily. Q. Okay. So you worked during the day? A. Yes. Q. All right. Now, let's talk about what you did to prepare to come here today. Now, you met with the government; correct? A. Yes.
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12 (Pages 42 to 45)

12	(Pages 42 to 45)		
	Page 42		Page 44
1	A. Yes.	1	Q. You went to the crewing agent looking
2	Q. How many times did you meet with each	2	for a ship to join to work?
3	of them?	3	A. Of course.
4	A. I may be correct as I calculate it or	4	Q. And the name of your crewing agent is
5	count it today would be the fifth time.	5	Bright Balkan Shipping Services in Romania; right?
6	Q. Today would be the fifth time?	6	A. Yes.
. 7	A. Yes.	7	Q. Okay. Now, when you go to this
8	Q. And you met with the Coast Guard	8	crewing agent, you can go to a lot of different
9	representatives as well?	9	crewing agents?
10	A. Yes, on the boat.	10	A. Yes.
11	Q. Okay. And when you met with the	11	Q. And how many years have you been going
12	government lawyers, Mr. Kotila and Mr. Phillips, did	12	to sea?
13	you review any documents with them?	13	A. Twenty-seven.
14	A. What do you refer to?	14	Q. Twenty-seven years. And during the 27
15	Q. Well, my question is: Did they show	15	years that you have been going to sea, this was the
16	you any papers and ask you to review them?	16	very first time that you worked with Bright Balkan
17	A. No.	17	Shipping I will say that again. I keep stumbling.
18	Q. Okay. Never?	1.8	Bright Balkan Shipping Services as your crewing agent
19	A. No. I saw a picture only once. At	19	right?
20	one time I saw a picture.	20	A. Yes,
21	Q. What was the picture of?	21	Q. Now, in fact, what you do is you send
22	A. Of a hose, but I didn't know to give	22	your paperwork to a bunch of agencies and then you
23	the answer to it. They showed me a picture of a hose,	23	take the best job offer that is available; right?
24	but I didn't know to give the answer to it.	24	A. Yes.
	Page 43	 	Page 45
1	Q. Okay. It was just one picture of one	1	Q. And the job that you took was a decent
2	hose?	2	job, but the pay, you have made more on other ships
3	A. Yes.	3	A. Yes.
4	Q. And you didn't take the picture?	4	
5	A. No.	5	Q. But you took the job anyways?A. Yes.
6	Q. And you don't know who took the	6	Q. And the reason why you took the job is
7	picture?	7	because you wanted to go to work?
8.	A. No.	8	A. Yes. This was the principal motive of
9	Q. You don't know where it was taken?	9	it. I wanted to work.
10	A. No.	10	Q. Like all of us, you have bills to pay,
11	Q. Okay. Thank you. Okay. Mr. Kotila	11	so you have to make money; correct?
12	also asked you some questions about how you became	1	A. Yes.
13	employed on the Irene. Do you recall that?	13	Q. So in addition to holding an
14	A. Yes.	14	electrician's license, you also received a license
15	Q. Okay. Now, let's go over this a	15	from the ship's flag state; right?
16	little bit. You went to a crewing agent in Romania	16	A. Yes. I got this license from another
17	looking for work; right?	17	company, not from this company.
18	A. Yes.	18	Q. Okay. So let me see if I understand
19	Q. The owner of the ship, Venetico,		
20		19	you correctly. Then at the time that you were hired
21	didn't look for you; right? A. Yes.	20	to work on the Irene E.M., you were not only a
22	·	21	licensed electrician but you also held a license from
23	Q. Nor did the manager, Chian Spirit; correct? They didn't come looking for you?	22	the flag state of the vessel. That's the
2.4	A. No.	23 24	St. Vincent's and Grenadines A. Yes.
	11. 110.	_ 24	A. 155.

13 (Pages 46 to 49)

			13 (Pages 46 to 49)
	Page 46		Page 48
1	Q flag state administration?	1	Q. Okay. Now, and this is the terms of
2.	A. Yes.	2	your contract; correct?
3	Q. So you held two licenses?	3	A. Yes.
4	A. Yes.	4	Q. Turn to let me turn to look at that
. 5	Q. And you had 27 years of experience?	. 5	with you the third page of that exhibit.
6	A. Yes. More.	6	A. Yes.
7	Q. More. Okay. Now, after you received	7	Q. And is it fair to say that that is a
8	the offer and you accepted it, you went to the office	8	declaration that you signed prior to joining the
9	of Bright Balkan Shipping Services; right?	9	vessel?
10	A. Yes.	10	A. Yes.
11	Q. And you had some training?	11	Q. And that document bears your signature
12	A. Yes.	12	on the bottom; correct?
13	Q. And part of the training was the	13	A. Yes.
14	procedures of the company before you joined their	14	Q. And it says to the master
15	ship; right?	15	MR. KOTILA: Objection. First of all,
16	A. Yes.	16	we don't have a document that has been placed in
17-	Q. Okay. Now, I am going to show you	17	evidence to quote off or read from.
18	what we have marked as CSME Defendant 1 Exhibit. For		MR. CHALOS: He said he signed it. It
19	the record, I will note it is a six-page document.	19	is a declaration he prepared.
20	Have you seen it? Do you have a copy?	20	MR, KOTILA: It is not in evidence at
21	MR. KOTILA: Let me see what you have.	21	this point.
- 22	MR. CHALOS: It should be the first	22	MR. CHALOS: Well, we would like to
23	six pages of what I passed to you.	23	move it into evidence, although we don't have a judge
24		24	to move it in.
	Page 47	_	Page 49
1	BY MR. CHALOS:	 T	BY MR. CHALOS:
2	Q. Now, Mr. Tudor, I am passing to you	. 2	Q. Okay. Let me just do it the way I
3	what we have marked as Deposition Exhibit No. 1 and		think it ought to happen in court and leave it for the
4	ask you to take a look at the first page. And once	4	record for later determination.
5	you have had an opportunity to review it and you	5	Mr. Tudor, is this a document that you
6	can certainly use the assistance of our interpreter -	6	reviewed and signed?
7	look up so I will know you are ready for the next	7	A. Yes.
8	question.	8	Q. And when you signed it, did you adopt
9	A. I don't have my glasses, but I will	9	the terms and conditions and the contents of it?
10	try to	10	A. Yes.
11	THE INTERPRETER: I mean, that's what	11	MR. CHALOS: Okay. At this point I
12	he said, but I will try to help. I have my glasses.	12	would like to move what we previously have marked a
13	BY MR. CHALOS:	13	CSME Exhibit 1 into evidence in its entirety.
14	Q. Okay. Now, you want to just take a	14	MR. KOTILA: Well, I am going to
15	minute to look it over together. Let me ask you this,	15	object to the document moved into evidence because it
16	Mr. Tudor. A. (without interpreter) Just a second.	16	is not relevant, and also object because it is beyond
17		17	the scope of my direct examination.
18	I can borrow one glass?	18 19	BY MR. CHALOS:
19	THE INTERPRETER: They have the same		Q. Okay. Now, Mr. Tudor, it says 2, "The
20	size, I guess.	20	master and owners of the M.V. Irene E.M."
21	BY MR. CHALOS:	21	THE INTERPRETER: Page 3? Page?
22	Q. Okay. Mr. Tudor, is that your	. 22	MR. TWERSKY: Yes.
23	signature that appears at the bottom? A. Yes.	23 24	THE INTERPRETER: Page 3? Page? MR. TWERSKY: Yes.
24			

14 (Pages 50 to 53)

Page 50 1 BY MR. CHALOS: 2 Q. Okay. And it says 3 A. (without interpreter) Page 3. 4 Q. I have it right here. "I, Tudor Paul, 5 holder of Seaman's Book No. 9630, have read and 6 understood the following company's policies." And 7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. And in the engine room there were a board, a plywood board where it was also provided the wessel, you keep the time that you boarded the vessel, you keep t	posted;
2 Q. Okay. And it says 3 A. (without interpreter) Page 3. 4 Q. I have it right here. "I, Tudor Paul, 5 holder of Seaman's Book No. 9630, have read and 6 understood the following company's policies." And 7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 2 board, a plywood board where it was also price in the sample of the company is right? 4 A. Yes. 5 Q. Okay. So is it fair to say that at the time that you boarded the vessel, you keep was the company's policy 8 A. Yes. 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the company the management and the owning company, to accept any crew members violating that A. Yes. 15 Q. And, in fact, if a crew member of violate the policy, they would be fired and	posted;
3 A. (without interpreter) Page 3. 4 Q. I have it right here. "I, Tudor Paul, 5 holder of Seaman's Book No. 9630, have read and 6 understood the following company's policies." And 7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 3 right? 4 A. Yes. 9 Q. Okay. So is it fair to say that at the time that you boarded the vessel, you keep	t
4 Q. I have it right here. "I, Tudor Paul, 5 holder of Seaman's Book No. 9630, have read and 6 understood the following company's policies." And 7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 4 A. Yes. 5 Q. Okay. So is it fair to say that at the time that you boarded the vessel, you keep was the company's policy 8 A. Yes. 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the company to accept any crew members violating that to accept any crew members violating that A. Yes. 15 Q. And, in fact, if a crew member violate the policy, they would be fired and	
5 holder of Seaman's Book No. 9630, have read and 6 understood the following company's policies." And 7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 5 Q. Okay. So is it fair to say that at 6 the time that you boarded the vessel, you k 7 was the company's policy 8 A. Yes. 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the compart to accept any crew members violating that 12 A. Yes. 13 Q. And, in fact, if a crew member of the company, to violate the policy, they would be fired and	
6 understood the following company's policies." And 7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 6 the time that you boarded the vessel, you k 7 was the company's policy 8 A. Yes. 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the company to accept any crew members violating that 12 A. Yes. 13 Ves. 14 A. Yes. 15 Q. And, in fact, if a crew member of the policy, they would be fired and	
7 then if you read 8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 7 was the company's policy 8 A. Yes. 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the company, to accept any crew members violating that 14 A. Yes. 15 Q. And, in fact, if a crew member of the company, to accept any crew members violating that the policy, they would be fired and violate the policy, they would be fired and	knew that it
8 A. Yes. 9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 8 A. Yes. 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the compang to the management and the owning company, 12 to accept any crew members violating that 14 A. Yes. 15 Q. And, in fact, if a crew member of the compang to the policy, they would be fired and	
9 Q further down, it says, "The health, 10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 9 Q to protect the environment? 10 A. Yes. 11 Q. And they were not the company to accept any crew members violating that 12 to accept any crew members violating that 14 A. Yes. 15 Q. And, in fact, if a crew member of the convironment? 16 violate the policy, they would be fired and	
10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as — 10 A. Yes. 11 Q. And they were not — the company, the management and the owning company, and th	
10 safety and environmental policy of the company"; 11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as 10 A. Yes. 11 Q. And they were not the company, the management and the owning company, and	
11 right? 12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as — 11 Q. And they were not — the comparation to accept any crew members violating that 14 A. Yes. 15 Q. And, in fact, if a crew member of the comparation of the management and the owning company, 16 violate the policy, they would be fired and	
12 A. Yes. 13 Q. Now, I would like to show you what we 14 have marked as CSME Defendants' Deposition Exhibit 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as — 12 the management and the owning company, to accept any crew members violating that 14 A. Yes. 15 Q. And, in fact, if a crew member violate the policy, they would be fired and	any, both
Q. Now, I would like to show you what we 13 to accept any crew members violating that 14 have marked as CSME Defendants' Deposition Exhibit 14 A. Yes. 15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as — 16 violate the policy, they would be fired and	_
14have marked as CSME Defendants' Deposition Exhibit14A. Yes.15No. 7 and ask you to take a look at that. And my15Q. And, in fact, if a crew member of violate the policy, they would be fired and16question to you is: Do you recognize this as16violate the policy, they would be fired and	_
15 No. 7 and ask you to take a look at that. And my 16 question to you is: Do you recognize this as — 16 violate the policy, they would be fired and	poncy:
16 question to you is: Do you recognize this as — 16 violate the policy, they would be fired and	would
$1 \perp 1 \text{A.} 1 \text{ CS.}$	put
18 Q the Chian Spirit safety management 18 A. Yes.	
19 system and environmental policy? 19 Q. And on their own to get back he	ome,
20 A. Yes. 20 wherever they live?	
21 MR. CHALOS: Okay. Now, Mr. Tudor, 21 A. Yes.	
22 that document we marked that as Defendants' Exhibit 22 Q. Now, in fact, Mr. Tudor, part of	-
23 7. First we would like to move it into evidence. 23 training was that if you personally had obse	erved any
MR. KOTILA: Once again, I am going to 24 sort of pollution or MARPOL violation, yo	ou were
Page 51	Page 53
1 object. It is beyond the scope of my direct 1 supposed to report that to the captain im	nmediately:
2 examination. It is not relevant. Mr. Tudor's 2 right?	•
3 signature is not on this document nor is his name 3 A. (without interpreter) Yes. No	ot to the
4 placed anywhere on this document. Objection to its 4 captain. To the watch officer which was	
5 admission. 5 Q. Okay. But the point is, if you	
6 BY MR. CHALOS: 6 seen such a violation, it was your obligation.	
7 Q. Now, Mr. Tudor, this document was 7 report it?	
8 posted in several places on the ship, was it not? 8 A. (without interpreter) Yes, of	COURSE
9 A. Yes. 9 Q. Now, I would like to show yo	
10 Q. So let me see if I got this right. 10 have marked as Deposition Exhibit 2. A	
You are presented a copy of this before you joined the 11 six-page document that I ask you just to 12 vessel by your crewing agent; right? 12 it and identify each page. And I will ma	_
The state of the s	
, , , , , , , , , , , , , , , , , , , ,	will ask you t
just the same same same same same same same sam	
Q. It was in the ship's office? 17 Q. What is the first page, Mr. Tu	
18 A. Yes. 18 A. (without interpreter) It is my	
19 Q. It was on the bridge? 19 passport.	
20 A. Yes. 20 Q. And who issued that passport	t? .
Q. It was in the hallway? 21 A. The place	
22 A. Yes. 22 MR. KOTILA: I am going to	object
The state of the s	e yet or
23 Q. It was in the mess hall? 24 A. Yes. 25 With ROTILA. Fair going to a secause you didn't move it into evidence attempt to.	

15 (Pages 54 to 57)

	·	13 (rages 34 to 37)
Page 54		Page 56
1 MR. CHALOS: Okay. I just	1	A. Yes.
2 THE WITNESS: Romania, the place o	f 2	Q. Now, and these are training courses
3 Constanta.	3	A. IMO.
4 BY MR. CHALOS:	4	Q and seminars that you have taken in
5 Q. So you are a Romanian?	5	connection with the International Marine
6 A. Yes.	6	Organization's standard training for seafarers; right?
7 Q. A citizen of Romania?	7	A. Yes.
8 A. Yes.	8	Q. And this you have attended other
9 Q. Okay. What is the second page of that		classes as well?
10 exhibit?	10	A. Yes.
	11	Q. And this is also certificates that
	12	relate to your capacity and ability and prior training
13 book; is that right?	13	before serving on board the
14 A. (without interpreter) Yes. It is the	14	A. Yes. O Irene?
15 first page.	15	
16 Q. Okay. A copy of the first page of	16	Now, you also went to the Romanian
17 your seaman's book?	1.7	Maritime Training Center, did you not, and sat for a
18 A. Yes.	18	prevention of pollution of marine environment class
19 Q. The third page of that exhibit,	19	A. (without interpreter) MARPOL?
20 Mr. Tudor?	. 20	Q. MARPOL.
21 A. Yes. It is my copy of the my	21	A. Yes.
22 certificate, my license.	22	Q. And you received a certificate for
23 Q. Okay. And the next page of that?	23	that as well; correct?
24 A. It is my extension date of seaman's	24	A. Yes.
Page 55		Page 57
1"		•
1 book.	1	Q. Just give me one second. And, in
1 book.	1	
1 book. 2 Q. Okay. And the next page, Mr. Tudor?		Q. Just give me one second. And, in fact, Mr. Tudor, that is the first page of that exhibit?
 1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 	, ,2	fact, Mr. Tudor, that is the first page of that
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? 	. 2 3	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes.
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? 	. 2 3 4	fact, Mr. Tudor, that is the first page of that exhibit?
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? A. Is the flag license. Q. And that is the second license that 	. 2 3 4	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? A. Is the flag license. Q. And that is the second license that 	2 3 4 5 6	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? A. Is the flag license. Q. And that is the second license that you held to be the electrician? A. Yes. 	2 3 4 5 6 7	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? A. Is the flag license. Q. And that is the second license that you held to be the electrician? A. Yes. Q. Okay. Now, all those documents which 	2 3 4 5 6 7 8	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes.
 book. Q. Okay. And the next page, Mr. Tudor? A. It is first page of my license. Q. Okay. Now, Mr. Tudor, the next page? A. Is the flag license. Q. And that is the second license that you held to be the electrician? A. Yes. Q. Okay. Now, all those documents which are part of CSME Defendants' Exhibit No. 2 are all 	2 3 4 5 6 7 8 9	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the
1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to	2 3 4 5 6 7 8 9 10	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician;
1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct?	2 3 4 5 6 7 8 9 10 11	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right?
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1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts?
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1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence. 16 MR. KOTILA: No objection. 17 MR. CHALOS: Thank you.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts? A. (without interpreter) Electrical parts, yes.
1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence. 16 MR. KOTILA: No objection. 17 MR. CHALOS: Thank you. 18 BY MR. CHALOS:	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts? A. (without interpreter) Electrical parts, yes. Q. Electrical parts?
1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence. 16 MR. KOTILA: No objection. 17 MR. CHALOS: Thank you. 18 BY MR. CHALOS: 19 Q. Okay. Now, Mr. Tudor, I am going to	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts? A. (without interpreter) Electrical parts, yes. Q. Electrical parts? A. Yes, electrical parts.
1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence. 16 MR. KOTILA: No objection. 17 MR. CHALOS: Thank you. 18 BY MR. CHALOS: 19 Q. Okay. Now, Mr. Tudor, I am going to 20 show you what we have marked as CSME Deposition	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts? A. (without interpreter) Electrical parts, yes. Q. Electrical parts? A. Yes, electrical parts. Q. Now, you didn't go over any of the
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1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence. 16 MR. KOTILA: No objection. 17 MR. CHALOS: Thank you. 18 BY MR. CHALOS: 19 Q. Okay. Now, Mr. Tudor, I am going to 20 show you what we have marked as CSME Deposition 21 Exhibit No. 3, which is a document that bears four 22 pages. Now, Mr. Tudor, my question to you is, take a	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts? A. (without interpreter) Electrical parts, yes. Q. Electrical parts? A. Yes, electrical parts. Q. Now, you didn't go over any of the engine room machinery, did you? Specifically, you didn't go over the main engines?
1 book. 2 Q. Okay. And the next page, Mr. Tudor? 3 A. It is first page of my license. 4 Q. Okay. Now, Mr. Tudor, the next page? 5 A. Is the flag license. 6 Q. And that is the second license that 7 you held to be the electrician? 8 A. Yes. 9 Q. Okay. Now, all those documents which 10 are part of CSME Defendants' Exhibit No. 2 are all 11 documents that relate to your professional ability to 12 serve on board the M.V. Irene E.M.; correct? 13 A. Yes. 14 MR. CHALOS: Okay. We would like to 15 move them into evidence. 16 MR. KOTILA: No objection. 17 MR. CHALOS: Thank you. 18 BY MR. CHALOS: 19 Q. Okay. Now, Mr. Tudor, I am going to 20 show you what we have marked as CSME Deposition 21 Exhibit No. 3, which is a document that bears four	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	fact, Mr. Tudor, that is the first page of that exhibit? A. Yes. Q. Now, let's talk for a minute about when you first came on board the ship. You told Mr. Kotila that you came on board the ship in Poland is that right? A. Yes. Q. Okay. And when you got on board the ship, you did a handover with the prior electrician; right? A. Yes. Q. And during that handover you went over the machinery or the electronic parts? A. (without interpreter) Electrical parts, yes. Q. Electrical parts? A. Yes, electrical parts. Q. Now, you didn't go over any of the engine room machinery, did you? Specifically, you

16 (Pages 58 to 61)

10	(rages 30 to 01)	1		
	Paç	e 58		Page 60
1	A. (without interpreter) No.		1	neither in the first list nor the second list nor the
2	Q. You didn't go over the shaft		2	third list, did you ever ask for any equipment for the
3	generator?		3	oily water separator; right?
4	A. (without interpreter) No.		4	A. Yes.
5	Q. You didn't go over the function of the	e	5	Q. Yes, meaning that you didn't ask?
6	oily water separator?		6	A. No. Never asked.
7	A. (without interpreter) No.		7	Q. And that is because the oily water
8	Q. None of those fall within your job, do)	8	separator is not your job?
9	they?		9	A. Yes.
10	A. Can you repeat the question?	1	.0	Q. Okay. Now, there came a time that
11	Q. Yes. Working on those types of	1	.1	there was a problem with the alarm in the engine room;
12	that type of machinery and equipment is jobs for	i	.2	right?
13	engineers; right?	•	.3	A. Yes.
14	A. Yes.	I	. 4	Q. And what you did was, you went and
15	Q. Okay. And, in fact, you don't hold		.5	fixed the electrical power to the alarm; right?
16	any marine engineering license?	i	.6	A. Yes.
17	A. No.	1	.7	Q. It had nothing to do with the oily
18	Q. Okay. And you don't have any		. 7	water separator operation, whether the engineers were
19	authority to operate any of the engine room equi		.9	using it or not?
20	do you?	· i	20	A. I repair only the alarm.
21	A. No.	•	1	
22		ļ		
1 .	Q. Okay. Now, you talked a little bit	[2	made the repair, you were satisfied that the
23	about an exchange that you had with the prior ch		:3	equipment, the alarm was working properly; right?
24	engineer. That was Tomondong; right?		4	A. (without interpreter) Yes.
	Pag	e 59		Page 61
1	A. Yes.		1	Q. Now, after Mr. Tomondong left the
2	Q. And when you spoke to him, you	ı spoke	2	ship, Mr. Dragomir came on board, and he became the
3	to him in English; right?		3	chief engineer; right?
4	A. Yes.	-	4	A. (without interpreter) Yes.
5	Q. And over the course of a few mo	nths	5	Q. And Mr. Dragomir is also a Romanian?
6	you prepared three different lists for repairs		6	A. (without interpreter) Yes.
7.			7	Q. And when you speak to Mr. Dragomir,
8	Q and maintenance of equipmen	t;	8	you speak with him in Romanian; right?
9	right?	±	9	A. (without interpreter) Yes, right.
10	A. Yes.	1	0	Q. And there is no language barrier
11	Q. And you submitted it to him hop	efully 1	1	between you guys?
12	for requisitioning the parts; right?	- ;	2	A. (without interpreter) Right.
13	A. Yes.		3	Q. And when you speak to Mr. Dragomir,
14	Q. Now, you don't know as you sit l)		you understand his orders?
15	today whether he ever sent that requisition t		5	A. (without interpreter) Yes.
16	company; right?	i	6	Q. And he, to your knowledge, understands
17	A. No, no.	- 1		your responses?
18	Q. You don't know if it was ever rec			A. (without interpreter) Yes.
19	by the company?	1		Q. You were on board the ship during its
ļ	A. No.		0.	voyage from West Africa to Brazil; correct?
20	· · · · · · · · · · · · · · · · · · ·	1		A. (without interpreter) Yes, correct.
20 21	All you know is what you talked		***	zw. (without intolpictor) i to, tolloot.
21	Q. All you know is what you talked			
21 22	Mr. Tomondong about; right?	. 2	2	Q. Now, during that voyage you didn't
21			2 3	

17 (Pages 62 to 65)

	Page 62	٠	Page 64
1	A. I knew it from when we were in Africa.	- 1	United States?
2	Q. Okay. Let me be more specific. When	. 2	MR. KOTILA: Objection. We are asked
3	you left Africa, you knew the ship was going to go t	о 3	and answered now.
4	Brazil; right?	4	MR. CHALOS: You can answer.
5	A. Yes.	5	THE WITNESS: Between Africa and
6	Q. And then once you got to Brazil,	6	Brazil there were five days that we were in the sea.
7	that's when you learned the ship was going to go to	7	In this period the announcement was made.
8	the United States; right?	8.	BY MR. CHALOS:
9	A. No. When we left Africa, I knew that	9	Q. Okay. After the vessel made its three
10	we will arrive to the United States after Brazil.	1.0	stops in Brazil, where was she headed?
11	Q. How did you know that?	11	A. We had only two stops in Brazil with
12	A. It was announced, the voyage.	12	this trip.
13	Q. Okay. And who announced it?	-13	Q. Okay. That's your recollection of
14	A. The officers.	14	Brazil, two stops?
15	(without interpreter) The mate.	15	A. (without interpreter) We had three
16	(through interpreter) Somebody from	16	stops in Brazil, but previous, the first one was in
17	deck. One mate.	17	another trip.
18	Q. And how do you know that this was in	18	Q. Okay. So I understand, between Africa
19	Africa when you learned this?	19	but before arriving in Brazil it is your recollection
20	A. Because I learned after one or two	20	that you were told the ship was going to go to the
21	days, three days anyhow between Brazil.	21	United States; right?
22	[*] Q. Okay. Because the ship wasn't ordered	22	A. Yes.
23	to go to The States	23	MR. KOTILA: Objection; asked and
24	MR. KOTILA: Objection.	24	answered again.

	Page 63	-	Page 65
_		1	
. 1	MR. CHALOS: Okay. Let me rephrase	1	BY MR. CHALOS:
	it.	2	Q. Now, did you know where in the United
	it. BY MR. CHALOS:	2	Q. Now, did you know where in the United States the ship was going to go?
2 3 4	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it	2 3 4	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first
3	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right?	2 3 4 5	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time
2 3 4 5 6	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right? A. Yes.	2 3 4 5 6	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time (through interpreter) The first time
2 3 4 5	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right? A. Yes. Q. And it wasn't till after the first	2 3 4 5 6 7	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time (through interpreter) The first time it was talk that we are supposed to go to Baltimore.
2 3 4 5 6	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right? A. Yes. Q. And it wasn't till after the first stop in Brazil that it was known the ship was going to	2 3 4 5 6 7 8	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time (through interpreter) The first time it was talk that we are supposed to go to Baltimore. Q. Okay. But the ship never went to
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2 3 4 5 6 7 8 9 10 11 12 13	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right? A. Yes. Q. And it wasn't till after the first stop in Brazil that it was known the ship was going to go to the United States; is that right? MR. KOTILA: Objection. That counted as what he already testified to, he already knew. MR. CHALOS: Well, I am refreshing his recollection. MR. KOTILA: Objection again. He didn't say he had a problem with his recollection.	2 3 4 5 6 7 8 9 10 11 12 13	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time (through interpreter) The first time it was talk that we are supposed to go to Baltimore. Q. Okay. But the ship never went to Baltimore; right? A. No. Q. Okay. So let's go back and let's talk about your communications with Mr. Dragomir. A. Yes. Q. There came a time after the ship left Brazil that you discussed with Mr. Dragomir that the
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right? A. Yes. Q. And it wasn't till after the first stop in Brazil that it was known the ship was going to go to the United States; is that right? MR. KOTILA: Objection. That counted as what he already testified to, he already knew. MR. CHALOS: Well, I am refreshing his recollection. MR. KOTILA: Objection again. He didn't say he had a problem with his recollection. BY MR. CHALOS: Q. Mr. Tudor, do you remember the exact place and time that you learned the ship was where you were?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time— (through interpreter) The first time it was talk that we are supposed to go to Baltimore. Q. Okay. But the ship never went to Baltimore; right? A. No. Q. Okay. So let's go back and let's talk about your communications with Mr. Dragomir. A. Yes. Q. There came a time after the ship left Brazil that you discussed with Mr. Dragomir that the ship was going to be going to the United States; right? A. Yes. Q. And Mr. Dragomir told you that he had
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	it. BY MR. CHALOS: Q. When the ship arrived in Brazil, it made three stops in Brazil; right? A. Yes. Q. And it wasn't till after the first stop in Brazil that it was known the ship was going to go to the United States; is that right? MR. KOTILA: Objection. That counted as what he already testified to, he already knew. MR. CHALOS: Well, I am refreshing his recollection. MR. KOTILA: Objection again. He didn't say he had a problem with his recollection. BY MR. CHALOS: Q. Mr. Tudor, do you remember the exact place and time that you learned the ship was where you were? A. (without interpreter) Anyhow between Africa and Brazil, before to arrive in Brazil. Q. Okay. So if I understand you correctly, sometime before arriving in Brazil was when	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Q. Now, did you know where in the United States the ship was going to go? A. (without interpreter) The first time—
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and the second of the second o		19 (Pages 70 to 73)
Page 70		Page 72
1 could he tell what a Coast Guard agent could have	1	needs to change a tape.
2 seen?	2	(Recess taken.)
3 BY MR. CHALOS:	3	BY MR. CHALOS:
	. <u> </u>	Q. Okay, Mr. Tudor, you told Mr. Kotila
	- 5	earlier today that when you joined the ship on board
5 see it with your eyes; right? 6 A. Yes.	6	in Poland, at some point in time you saw the owner of
	. 0	the ship; right?
	. 8	A. Yes.
	. 9	Q. Okay. Now, when you saw the owner on
	10	board the ship
10 A. Never.	11	A. Yes.
11 Q. Never?	12	
12 A. Never.		· · · · · · · · · · · · · · · · · · ·
13 Q. Now, Mr. Kotila in preparation for	13	the ship, he never asked you to lie to any
14 today showed you a picture of a hose; right?	14 15	authorities, did he? MR. KOTILA: Objection. Objection;
15 A. I understood today. When; today?		
16 Q. Well, at some point when you met with	16	hearsay. BY MR. CHALOS:
17 the government, they showed you a picture of a hos		
18 A. Yes. Another time, not today, yes.	18	Q. Okay. Now, in your discussions with
19 One picture.	19	the owner, he never asked you to lie; right?
20 Q. And you had never seen that hose;	20	A. Yes. Correct.
21 right?	21	Q. Correct, meaning he never asked you?
22 A. I saw this model of the hose but I	22	A. Yes.
23 don't know this hose, what it is. I saw a model of	23	Q. Okay. Now, you also saw the owner on
24 this hose, but I never saw this hose, and I don't know	24	board the ship in Delaware; right?
	İ	•
Page 71		Page 73
Page 71 1 what this hose is.	1	A. Yes. Yes.
1 what this hose is.	1 2	•
1 what this hose is. 2 Q. Now, just to be clear, the captain of		A. Yes. Yes.Q. Now, when you spoke to the owner on
 1 what this hose is. 2 Q. Now, just to be clear, the captain of 		A. Yes. Yes.Q. Now, when you spoke to the owner on
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to 	2 3	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? 	2 3 4	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he?
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. 	2 3 4 5	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never.
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he 	2 3 4 5 6 7	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was?
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? 	2 3 4 5 6 7	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. 	2 3 4 5 6 7 8 9	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.)
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 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. Q. Okay. So the record is clear, Captain Manolache never ordered you to discharge anything 	2 3 4 5 6 7 8 9 10	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos.
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. Q. Okay. So the record is clear, Captain Manolache never ordered you to discharge anything overboard? A. Never. 	2 3 4 5 6 7 8 9 10	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay.
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. Q. Okay. So the record is clear, Captain Manolache never ordered you to discharge anything overboard? A. Never. Q. Okay. Chief Engineer Dragomir never 	2 3 4 5 6 7 8 9 10 11 12	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct.
 what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. Q. Okay. So the record is clear, Captain Manolache never ordered you to discharge anything overboard? A. Never. 	2 3 4 5 6 7 8 9 10 11 12 13 14	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct.
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never. 16 Q. Chief Engineer Tomondong never order	2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never.
what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. Q. Okay. So the record is clear, Captain Manolache never ordered you to discharge anything overboard? A. Never. Q. Okay. Chief Engineer Dragomir never ordered you to discharge anything overboard? A. Never. A. Never. Q. Chief Engineer Tomondong never order you to discharge anything overboard?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 6 d 16	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never. 16 Q. Chief Engineer Tomondong never order 17 you to discharge anything overboard? 18 A. Never.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 ed 16 17 18	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw Christos and spoke to Christos almost every day—
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never. 16 Q. Chief Engineer Tomondong never order 17 you to discharge anything overboard? 18 A. Never. 19 Q. Okay. None of the engineers ever	2 3 4 5 6 7 8 9 10 11 12 13 14 15 ed 16 17 18	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw Christos and spoke to Christos almost every day—A. Yes.
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never. 16 Q. Chief Engineer Tomondong never order 17 you to discharge anything overboard? 18 A. Never. 19 Q. Okay. None of the engineers ever 20 ordered you to discharge anything overboard?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 ed 16 17 18 19 20	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw Christos and spoke to Christos almost every day—A. Yes. Q. — when the ship was here in the
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never. 16 Q. Chief Engineer Tomondong never order 17 you to discharge anything overboard? 18 A. Never. 19 Q. Okay. None of the engineers ever 20 ordered you to discharge anything overboard? 21 A. Never.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 6 17 18 19 20 21	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw Christos and spoke to Christos almost every day—A. Yes. Q. — when the ship was here in the United States; right?
1 what this hose is. 2 Q. Now, just to be clear, the captain of 3 the ship, Mr. Manolache, he never ordered you to 4 discharge overboard; right? 5 A. Yes. 6 Q. Yes, he never ordered you or yes, he 7 did order you? 8 A. No, never. 9 Q. Okay. So the record is clear, Captain 10 Manolache never ordered you to discharge anything 11 overboard? 12 A. Never. 13 Q. Okay. Chief Engineer Dragomir never 14 ordered you to discharge anything overboard? 15 A. Never. 16 Q. Chief Engineer Tomondong never order 17 you to discharge anything overboard? 18 A. Never. 19 Q. Okay. None of the engineers ever 20 ordered you to discharge anything overboard? 21 A. Never. 22 Q. Okay. Now, we talked before about	2 3 4 5 6 7 8 9 10 11 12 13 14 15 6 17 18 19 20 21 22	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw Christos and spoke to Christos almost every day—A. Yes. Q. — when the ship was here in the United States; right? A. Yes.
what this hose is. Q. Now, just to be clear, the captain of the ship, Mr. Manolache, he never ordered you to discharge overboard; right? A. Yes. Q. Yes, he never ordered you or yes, he did order you? A. No, never. Q. Okay. So the record is clear, Captain Manolache never ordered you to discharge anything overboard? A. Never. Q. Okay. Chief Engineer Dragomir never ordered you to discharge anything overboard? A. Never. Q. Chief Engineer Tomondong never order you to discharge anything overboard? A. Never. Q. Okay. None of the engineers ever ordered you to discharge anything overboard? A. Never. A. Never. A. Never.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 ed 16 17 18 19 20 21 22 23	A. Yes. Yes. Q. Now, when you spoke to the owner on board in Delaware, he never asked you to lie to the U.S. Government, did he? A. Correct. Never. MR. CHALOS: Your answer was? (The court reporter read back as requested.) BY MR. CHALOS: Q. Okay. Thank you, Mr. Tudor. Okay. Now, you also saw a guy on board named Christos right? A. Correct. Q. Now, Christos never asked you to lie to anybody, did he? A. Correct. Never. Q. Correct, never. Okay. And you saw Christos and spoke to Christos almost every day—A. Yes. Q. — when the ship was here in the United States; right?

20 (Pages 74 to 77)

	(Lages / Lo / / /		
l	Page 74		Page 76
1	Q. Okay. Now, the captain never asked	1	discussions with the Coast Guard; right?
2	you to lie; right?	2	A. I spoke with them about the separator,
3	A. Correct.	. 3	and the second time I spoke in behalf of that person,
4	Q. Never?	4	Nikolai, and also on behalf of me.
5	i	5	Q. Okay. So if I understand you
6		6	correctly, the questions that were posed directly to
	asked you to lie; right?	7.	you that you answered, that question-and-answer
- 8	- · · · · · · · · · · · · · · · · · · ·	8	session was about five minutes?
[9	A. First time, yes.
10		.10	Q. And that question-and-answer session
10	•		focused on a piece of equipment in the engine room
11		11	
12	i i i i i i i i i i i i i i i i i i i	12	that you don't operate?
13		13	A. Yes.
14		14	Q. That's correct?
15	I just ask you to take a look at these.	15	A. Yes. Correct.
16		16	Q. And as a result the government has
17	Q. Now, before I ask you about the	.17	detained you here for eight months after a five-minute
18	document, let me ask you some foundation questions.	18	conversation about a piece of equipment you don't
19	Now, before getting on board the ship, the company	19	operate; right?
20	paid for you to go to a medical exam; right?	20	MR. KOTILA: Objection. Objection to
2:	A. No. I paid.	21	the phrase "detained." He is here based on an
22	-	22	agreement, a surety agreement with the company.
23		23	BY MR. CHALOS:
2		24	Q. Mr. Tudor, are you here voluntarily?
		ļ	
	Page 75		Page 77
:	A. Right. Right.	1	I will withdraw my last question and ask you
2	Q. And was it your understanding that the	2	A. No. I don't understand the question.
:	company was concerned about your health and safety?	3	(At this point Mr. Roth spoke in
1.	A. Correct.	4	Romanian.)
	Q. Correct. Right?	5	THE WITNESS: No.
1	6 A. Correct.	6	BY MR. CHALOS:
	,	_	
1 .	I I Now remember on posta once the still	.7	
		-7 8	Q. You are here because the government
	arrived in Delaware, the Coast Guard came on?	8	Q. You are here because the government asked you to be here; right?
	arrived in Delaware, the Coast Guard came on? A. Yes.	8 9	Q. You are here because the government asked you to be here; right? A. Yes.
11	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a	8 9 10	 Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that
10	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right?	8 9 10 11	 Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let
1:	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct.	8 9 10 11 12	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right?
10	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice?	8 9 10 11 12 13	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes.
10 11 11 11	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct.	8 9 10 11 12 13 14	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having
1:	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct. Q. Now, the first time they spoke to you	8 9 10 11 12 13 14 15	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having this session today; right?
10 1. 1. 1. 1.	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct. Q. Now, the first time they spoke to you they asked you some questions, and that question-and	8 9 10 11 12 13 14 15 16	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having this session today; right? MR. KOTILA: Objection. Objection to
1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct. Q. Now, the first time they spoke to you they asked you some questions, and that question-and answer session lasted less than five minutes; right?	8 9 10 11 12 13 14 15 16 17	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having this session today; right? MR. KOTILA: Objection. Objection to information for the record.
10 1. 1. 1. 1.	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct. Q. Now, the first time they spoke to you they asked you some questions, and that question-and answer session lasted less than five minutes; right? A. Around five minutes.	8 9 10 11 12 13 14 15 16	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having this session today; right? MR. KOTILA: Objection. Objection to
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10 12 14 14 14 14 14 14	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct. Q. Now, the first time they spoke to you they asked you some questions, and that question-and answer session lasted less than five minutes; right? A. Around five minutes. Q. Okay. Five minutes. Then the second	8 9 10 11 12 13 14 15 16 17 18	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having this session today; right? MR. KOTILA: Objection. Objection to information for the record. THE WITNESS: I don't know. I am not
10 11: 11: 11: 11: 11: 11: 11: 12: 12: 12:	arrived in Delaware, the Coast Guard came on? A. Yes. Q. And they came on for several days in a row; right? A. Correct. Q. And they spoke to you twice? A. Correct. Q. Now, the first time they spoke to you they asked you some questions, and that question-and answer session lasted less than five minutes; right? A. Around five minutes. Q. Okay. Five minutes. Then the second time they spoke to you, they asked you to help, and	8 9 10 11 12 13 14 15 16 17 18 19	Q. You are here because the government asked you to be here; right? A. Yes. Q. Now, in fact, you prepared papers that were filed in court asking for the government to let you go home; right? A. Yes. Q. And that was the basis for us having this session today; right? MR. KOTILA: Objection. Objection to information for the record. THE WITNESS: I don't know. I am not sure.
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21 (Pages 78 to 81)

			21 (Pages /8 to 81)
	Page 78		Page 80
٠.	Q. And you drove more than an hour to	1	BY MR. CHALOS:
1		2	Q. Okay. I am going to show you what we
. 2	come to the meeting; right? A. No. I don't drive. I came with the	3	have marked for the record as CSME Deposition Exhibit
3			No. 6, a three-page document entitled "Declaration of
4	agency car.	4	Paul Tudor." Mr. Tudor, have you seen that document
5	Q. Okay. You were in a car for more than	5	· · · · · · · · · · · · · · · · · · ·
. 6	an hour to come to the meeting?	6	before?
7	A. Yes.	7	Let me withdraw that question and ask
8	Q. Closer to two hours?	8	you this. Does that document bear your signature on
9	A. Yes, back and forth, yes.	. 9	the third page?
.10	Q. And the day that you had that meeting,	10	A. Yes.
11	nobody talked to you. You sat there all day; right?	11	Q. Okay. Now, take a look, Mr. Tudor, at
12	MR. KOTILA: I am going to object to	12	paragraph 18. And specifically, I want to point you
13	this line	13	to the first sentence. You write, "I have done
14	THE WITNESS: No.	14	nothing"
15	MR. KOTILA: of questioning as not	15	MR. KOTILA: Objection. This document
16	relevant and again beyond the scope of the direct	16	is not in evidence.
17	examination.	17	MR. CHALOS: Okay. Then I would like
18	BY MR. CHALOS:	18	to move
19	Q. Now, since you have been now,	19	MR. WOODWARD: It doesn't have to be
20	Mr. Tudor, I am going to show you what we have market	d 20	in evidence.
21	for the record as CSME Defendants' Deposition Exhibit	21	MR. CHALOS: It is part of the court
22	No. 5. And for the record, I will make a	22	record, but I would like to move the document into
	representation it is a letter on the Department of	23	evidence.
23	Justice letterhead dated January 11, 2006, to	24	MR. WOODWARD: Off the record.
24			
	Page 79		Page 81
1	Mr. Twersky, Esquire. Now, before you look at that,	1	(Discussion off the record.)
2	Mr. Tudor, Mr. Twersky is your lawyer; correct?	2	BY MR. CHALOS:
3	A. Yes.	3	Q. Okay. Mr. Tudor, is that a
4	Q. Have you seen that document before	4	declaration that you made and signed on or about
5	today?	5	June 26, 2006?
6	A. Yes.	6	A. Yes. Yes.
7	Q. Now, is it your understanding that	7	MR. CHALOS: Okay. I would like to
8	your lawyer on your behalf has made an agreement wit	h 8	move this into evidence.
9	the government that they won't prosecute you in return	9	MR. KOTILA: I am going to object for,
10	for your cooperation in their investigation?	10	one, its relevancy. It is beyond the scope of my
11	A. Yes.	11	direct examination. I also object because I
12	Q. Okay. And you agreed to cooperate	12	understand it is in English. His first language is
13	with the government; right?	13	Romanian. I object because what it is is nothing bu
14	A. I have nothing to hide.	1.4	a bolstering. He is here to testify.
15	MR. CHALOS: And, in fact, I would	15	BY MR. CHALOS:
16	like to move into evidence what we previously marked		Q. Mr. Tudor, at the time that you signed
17	as CSME Defendants' Exhibit No. 5.	17	this, did you understand the contents of the
18	MR. KOTILA: I am going to object to	18	declaration?
1	that as irrelevant to the case. I also object it is a	19	A. Yes.
19		.20	
20	hearsay document.		
21	MR. CHALOS: Well, it is a statement	21	nothing wrong," that's the truth; right?
22	of a party, isn't it?	. 22	A. Yes.
23	MR. KOTILA: Falgowski?	23	Q. Now, since the time that you have been
24	MR. CHALOS: Yes. He is government.	24	asked to come off your ship and stay in the United

					23 (Pages 86 to 89)
		Page 86			Page 88
1	Chief Engi	ineer Tomondong asked you to assist him in	1	Q.	In English?
2		a nonconformity report?	2	A.	Yes.
3	Α.	Yes.	3	Q.	Okay. One of the documents placed in
4	Q.	And did you give him advice	4	evidence b	y Mr. Chalos, back in the year 2002 you took
5	•	- give him technical advice regarding the	- 5	the course	regarding to MARPOL 7378?
6		of the oily water separator?	16	A.	Yes.
7	Α.	Yes.	7	. Q.	Do you recall what you learned in that
8	Q.	That is, the electronics on the	8	course?	
9	A.	Yes.	9	A.	Yes.
10	Q.	on the electrical part of the oily	10	Q.	Do you recall if a ship can operate
11	water sepa	3	11	with an inc	operable oily water separator while at sea?
. 12	Α.	Yes.	12	Α.	Yes.
13	Q.	And did he prepare a report from that?	13	Q.	Can it operate with an inoperable
14	A.	I don't know.	14	A.	No.
15	Q.	Do you know what Mr. Tomondong did	15	Q.	It cannot?
16	7 1	of that information?	16	Å.	No, it cannot operate.
17	A.	I don't know. No, I don't know.	17	Q.	This document, if I may I am not
18		MR. WOODWARD: No further questions.	18		efer to the document. You have been here in
19		REDIRECT EXAMINATION	19		States since December?
20	BY MR. I	·	20	A.	Yes.
21	Q.	Just a couple questions, Mr. Tudor. I	21	Q.	And you have been in a Philadelphia
22		couple of questions for you. Again, for	22	hotel?	
23		, Mark Kotila. Again, I am from the	23	Α.	Yes.
24		nt of Justice.	24	Q.	And you received your salary from the
		AN AN AN AN AN AN AN AN AN AN AN AN AN A			Page 89
		Page 87	_		·
1	•	Mr. Tudor, you took a MARPOL course.	1	company?	
2	A.	Yes.	2	Α.	Yes.
3	Q.	How long was that course?	3	Q.	And you are free to move about the
4	A.	The course was a half a day.	4		ates at will
5	Q.	Half a day. What, if anything, do you	5	A.	Yes.
6		hat course when did you take the course?		Q.	correct?
7	A.	Before I signed the contract.	7		And your hotel is paid?
8	Q.	In this Irene, for the Irene matter?	8	Α.	Yes.
9	A.	What course do you refer to?	9		MR. KOTILA: All right. I have no
10	Q.	The MARPOL course. I believe you have		further qu	MR, CHALOS: Just a little recross.
11		ate in there, defendants' exhibit. Pull it	11		· •
-12	out.		12		RECROSS-EXAMINATION CHALOS:
13	A.	(without interpreter) This one.	13		
14	Q.	The top one is craft and rescue boats,	14	Q.	Now, Mr. Tudor, just a few questions
15		ining, familiarization safety training for	15		OWS. It is not part of your job to know
16		Maritime English. You took that course.	16		ise the OWS, is it?
17	A .	Yes.	17		MR. KOTILA: Objection. That is
18	Q.	How long was that course?	18	beyond th	ne scope of my redirect.
19	` A.	One week.	19	.•	MR. CHALOS: You just asked him about
20	Q.	One week?	20	operating	
21	Α.	Yes.	21		MR. KOTILA: I asked him about MARPOL
22	Q.	And you learned English?	22		. Ask your question, but I object because
23	A.	No, no, no. That was only training	23	that is bey	yond the scope of what I asked him.
24	for the te	chnical words.	24		

24 (Pages 90 to 93)

Z 1	(1490	3 30 60 331		
		Page 90		Page 92
1	BY MR.	CHALOS:	1	I HAVE READ THE FOREGOING DEPOSITION, AND IT IS TR
2	0.	Okay. Well, let me just be clear.	2	AND CORRECT TO THE BEST OF MY KNOWLEDGE.
3	•	t really know, do you, Mr. Tudor, whether or	3 4	
4		can sail between two ports if the OWS isn't	5	
5		ed, do you?		PAUL TUDOR
6	ocing use	MR. KOTILA: Objection; asked and	6	
7			7	INDEX
	answered		9	PLAINTIFF'S WITNESS Direct Cross Redr. Recr.
8		MR. CHALOS: Okay. You can answer,	10	Paul Tudor 3 36 86 89
9	though.		11	CSME DEFENDANTS' EXHIBITS Marked
10		THE WITNESS: No. Whatever I said was	12	1 Employment contract dated 5/23/05, between
11		o MARPOL.	13	Chian Spirit and Mr. Tudor 36
12	BY MR.	CHALOS:		2 Copy of Mr. Tudor's passport and seaman's
13	Q.	Let me see if I understand. Have you	14	book 36
14	ever read	the MARPOL treaty?	15	3 Mr. Tudor's certificates for attendance at
15	A.	Yes, through the course.	16	various courses 36
16	Q.	And apart from reading it in the		4 Mr. Tudor's medical exam report dated
17	-	have you ever received any legal training?	17	5/12/05 36
18	Α.	What do you refer to?	18	5 Letter dated 1/11/06, from Mr. Connolly to
19	Q.	Well, you are not a lawyer, are you?	19	Mr. Twersky 36
20	No?	,, en,, y ear and need a new y en, and y ear.		6 Declaration of Paul Tudor, dated 6/26/06 36
21	Α.	No.	20	
22	Q.	And you are not a judge?	-21	7 Chian Spirit's safety and environmental protection policy 36
23	Q. A.	Of course.	22	protection policy
24			23	(Exhibits attached to original transcript and copies.)
24	Q.	And it is not part of your job to	24	
		Page 91		Page 93
1	interpret	laws or international treaties, is it?	1	CERTIFICATE
2	Α.	Correct.	2	I, LORRAINE B. MARINO, Registered
3	Q.	Correct. It is not part of your job?	3	Diplomate Reporter and Notary Public, do hereby
4	A.	Yes.	4	certify that the witness, PAUL TUDOR, after being dul
5	Q.	So to say whether or not the MARPOL	5	sworn by me, was examined by counsel for the
6	treaty spe	eaks about the operation of an oily water	6	respective parties and the questions of said witness
7		, would you agree that that is best decided	7	and her answers were taken down by me in stenotype
8		wyers and the judge?	8	notes and thereafter transcribed into typewriting at
9	- ,	MR. KOTILA: Objection; calls for	9	my direction.
10	speculati	-	10	I certify that the foregoing is a true
11	opoonan	THE WITNESS: I don't have an idea.	11	and correct transcript of the testimony given at said
12		MR. KOTILA: You don't have any idea.	12 13	examination of said witness.
13		THE WITNESS: No.	14	I further certify that the deposition was made available to the witness for reading and
⊥ ∪		· · · · · · · · · · · · · · · · · · ·	15	was made available to the witness for reading and signing.
				organie.
14		MR. CHALOS: Okay. Nothing further.		I firether certify that I am not
14 15		MR. WOODWARD: No further questions	16	I further certify that I am not
14 15 16		MR. WOODWARD: No further questions MR. KOTILA: Thank you, Mr. Tudor.	16 17	counsel, attorney, or relative of either party, or
14 15 16 17		MR. WOODWARD: No further questions	16 17 18	· · · · · · · · · · · · · · · · · · ·
14 15 16 17	signing.	MR. WOODWARD: No further questions MR. KOTILA: Thank you, Mr. Tudor.	16 17 18 19	counsel, attorney, or relative of either party, or
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